PROVINCE OF NEW BRUNSWICK

LEGISLATIVE LI
DISCARDED

REPORT

OF THE

MOTOR CARRIER BOARD

FOR THE YEAR ENDING
DECEMBER 31st, 1961

PRINTED BY ORDER OF THE LEGISLATURE

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MOTOR CARRIER BOARD

Provincial Building, Saint John, N. B.

JOHN N. BUGOLD, Q.C., Campbellton, N. B., *Chairman*

HARRY O. DOWNEY	Lower Coverdale, N. B.
JOHN C. MCNAIR	Fredericton, N. B.
LAWRENCE F. HASHEY	Fredericton, N. B.
K. P. LAWTON, Q.C.	Rothesay, N. B.

K. P. LAWTON, Q.C.	*Secretary*
W. E. CLARKE, Q.C.	*Counsel*

Appointed June 13, 1961

101-07102/

MOTOR CARRIER BOARD

Saint John, N. B.
February 15th, 1962.

Honourable J. G. DesBrisay, M.L.A.,
Provincial Secretary-Treasurer,
Fredericton, N. B.

Dear Sir:

I have the honour to submit the report of The Motor Carrier Board for the year ending December 31st, 1961.

The report shows motor carrier applications dealt with under The Motor Carrier Act and the rulings thereon.

There is appended a list of licenses issued to public motor bus and public motor trucks operators in the Province during 1961.

All sittings were held in Saint John, N. B.

Respectfully submitted,

John N. Bugold,
Chairman.

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Saint John, N. B.,

Sitting, January 19-20th, 1961

IN THE MATTER of the application of Roland Bolduc, 28 Elgin Road, Forest Hills, Saint John County, New Brunswick.

This is a remanet from the December sittings.

Appearances: George F. O'Connell, Esq., for the applicant.
No one contra.

After hearing evidence and what was alleged by counsel the Board granted the application as follows:

CLASS T-PC:

Leasing or hiring of truck-tractors over all routes in the Province of New Brunswick.

NOTE: This license was cancelled on April 10th., 1961 for failure to maintain required insurance.

IN THE MATTER of the application of Kennebec Trucking Co., Ltd., J. A. Baillard, President, 396 Main Street, South Portland, Maine, U.S.A., as follows:

Irregular routes and irregular schedules between points of entry at Maine and Nova Scotia boundaries to all points in New Brunswick. Transporting road building machinery, contractors equipment, machinery and commodities of such size, weight or bulk to require special equipment, structural steel and shipments moving on Government Bill of Lading for United States and Canadian Governments.

Appearances: Eric L. Teed, Esq., for the applicant.
E. Neil McKelvey, Esq., Q.C., for Border Express Inc. contra.

After hearing submissions and what was alleged by counsel the Board granted the application as agreed upon, as follows:

CLASS S:

Irregular routes and irregular schedules between points of entry at Maine and Nova Scotia Boundaries to all points in New Brunswick and return. Transporting road building machinery, contractors equipment, structural steel, machinery and other commodities, which are of such size, weight or bulk as to require special equipment.

IN THE MATTER of the application of J. B. Jackson, Ltd., Simcoe, Ontario, for a public motor truck license as follows:

For an extra-provincial operating motor truck license for the carriage of those general commodities that require special refrigeration equipment from forwarders of the Province of Nova Scotia and the Province of New Brunswick to any place in Ontario and an extra-provincial operating license for carrying the commodities of the applicant from the Province of Ontario to any place within the Province of New Brunswick, from the borders of the Province of Quebec to the borders of Province of Nova Scotia and return.

Appearances: No one appeared for the applicant. No one contra. Messrs. Atkinson, Atkinson, & Harper sent a letter requesting that the matter be set over until the May meeting. Letters objecting to the application were received from

(1) McKelvey, Macaulay, Machum & Fairweather for Barnhill's Transfer Ltd.

(2) J. B. M. Baxter for Roberval Express Limited,

(3) Logan, Bell & Church for Maine Maritime Express Lines Ltd.

As no one appeared in support of this application the matter was struck from the docket with privilege of re-applying.

IN THE MATTER of the application of Speedy Delivery, Claude A. Johnson, applicant, Bathurst, New Brunswick, for a public motor truck license as follows:

F—Furniture License for the carriage of Furniture over all highways in the Province of New Brunswick.

Appearances: Claudius I. L. Leger, Esq., for the applicant.
No one contra.

After hearing the evidence of the applicant and what was alleged by counsel the Board granted the application as follows:

CLASS F:

For the carriage of Furniture over all highways within the Province of New Brunswick.

IN THE MATTER of the application of Cal Nichols Movers & Storage Limited, C. W. Nichols, 918 High Street, Peterborough, Ontario, for a public motor truck license as follows:

CLASS F—Extra-Provincial: "From points outside the Province of New Brunswick to any point within said Province and from any point within the Province of New Brunswick to any point outside said Province using any or all highways within the Province."

Appearances: Alfred Murphy, Esq., for the applicant.
No one contra.

After hearing the submission on behalf of the applicant the Board granted the application as follows:

CLASS F—Extra-Provincial.

For the carriage of Furniture, as authorized by Regulation 10 (c) under the Motor Carrier Act, from points outside the Province of New Brunswick as authorized, to any point within said Province and from any point within the Province of New Brunswick to any point outside said Province as authorized, using any or all highways within the Province.

IN THE MATTER of the application of Hanson Bros., Cartage Ltd., Per C. S. Hanson, Applicant, 159 Echo Drive, Ottawa, Ontario, for a public motor truck license as follows:

CLASS C—X:

For the carriage of goods for and on behalf of Capital Wire Cloth & Manufacturing Co., Ltd. of Ottawa, Ontario, under contract, over all routes in the Province of New Brunswick and including corridor operation to the Nova Scotia Border and return.

Appearances: E. Neil McKelvey, Esq., Q.C., for the applicant.
No one contra.

After hearing submission from counsel the application was granted subject to filing of a proper contract as follows:

CLASS C—X:

As a Contract Carrier over all highways in the Province of New Brunswick and including corridor operation to the Nova Scotia Border and return for the Capital Wire Cloth & Manufacturing Co. Limited of Ottawa, Ontario.

IN THE MATTER of the application of Barnhill's Transfer Limited, c/o P. O. Box 805, Saint John, New Brunswick for a public motor truck license as follows:

CLASS C—To transport Flakeboard and other commodities under contract with Flakeboard Co. Ltd. or its selling agents over the following routes:

Route 1—St. Stephen, Milltown to Saint John and return.
Route 3—St. Stephen, Milltown to Long Creek and return.

All other routes over which the applicant's existing motor carrier license extends; to and from points in all other provinces of Canada and in the United States of America as authorized.

Appearances: E. Neil McKelvey, Esq., Q.C., for the applicant.
George F. O'Connell, Esq., contra, without having filed written objection.

After hearing counsel the Board granted the application as follows:

CLASS C:

To transport Flakeboard and other commodities manufactured by, or for use in the manufacturing operations of Flakeboard Co., Ltd., under contract with Flakeboard Co., Ltd. or its selling agents,

J. & W. Duncan (1955) Ltd. over the following routes:
Route 1—St. Stephen, Milltown to Saint John and return.
Route 3—St. Stephen, Milltown to Long Creek and return.
All other routes over which the applicant's existing motor carrier license extends; to and from points in all other provinces of Canada and in the United States of America, as authorized.

IN THE MATTER of the application of Motorways (Maritime) Limited, P. O. Box 805, Saint John, New Brunswick, for a public motor truck license, as follows:

CLASS C—To transport Flakeboard and other commodities under contract with Flakeboard Co. Ltd., or its selling agents, over the following routes:

Route 1—St. Stephen, Milltown to Saint John and return.
Route 3—St. Stephen, Milltown to Long Creek and return.

All other routes over which the applicant's existing motor carrier license extends; to and from points in all other provinces of Canada, and in the United States of America as authorized.

Appearances: E. Neil McKelvey, Esq., Q. C., for the applicant.

No one contra.

After hearing counsel the Board granted the application as follows:

CLASS C:

To transport Flakeboard and other commodities manufactured by, or for use in the manufacturing operations of Flakeboard Co. Ltd. under contract with Flakeboard Co. Ltd., or its selling agents J. & W. Duncan (1955) Ltd., over the following routes:

Route 1—St. Stephen, Milltown to Saint John and return.
Route 3—St. Stephen, Milltown to Long Creek and return.

All other routes over which the applicant's existing Motor Carrier License extends; to and from points in all other provinces of Canada and in the United States of America as authorized.

IN THE MATTER of the application of J. J. Blackmore, d/b/a Consolidated Transport, P. O. Box 805, Saint John, New Brunswick, for permission to transfer its license as follows:

TAKE NOTICE that J. J. BLACKMORE, doing business as CONSOLIDATED TRANSPORT, has applied under the provisions of the Motor Carrier Act for permission to transfer the License of such licensed motor carrier to Bathurst Transport Company Limited.

Appearances: E. Neil McKelvey, Esq., Q. C., for the applicant.

No one contra.

After hearing evidence and what was alleged by counsel the Board set the matter over until the next sitting of the Board.

The applicant was ordered to advertise the proposed transfer in the Moncton Times for two successive weeks, last insertion to be not later than February 6, 1961.

IN THE MATTER of the application of H. Robert Dickinson, Lakeville, New Brunswick for permission to transfer a portion of his Public Motor Truck License, No. 175, Class PC-X-C to Bathurst Transport Company, Ltd. The applicable portion of the License reads as follows:

Saint John to Fredericton via Routes 2 and 2A.
Fredericton to Bathurst via Routes 8 and 11.
Bathurst to Tide Head via Route 11.
Pokemouche to Shippegan via Route 13.
Losier Settlement to Riordan via Route 35.
Newcastle to St. Margarets via Routes 11 and 12.
Chatham to Loggieville via Route 37.
All including intermediate points and return.

Appearances: E. Neil McKelvey, Esq., Q. C., for the applicant and Bathurst Transport Company Ltd.
No one contra.

Written assignment of the portion of License in question was not available for filing.

After hearing witnesses and what was alleged by counsel the Board ordered that the matter be set over until the next meeting, to be held February 16th, 1961.

The applicant was ordered to advertise the proposed transfer in the Woodstock Sentinel for two successive weeks, last insertion to be not later than February 6th, 1961.

IN THE MATTER of the application of Maritime Truck Lines, Limited, by Victor Gagnon, President, Chaiker Abbis, Solicitor, Box 158, Edmundston, New Brunswick, for a public motor truck license as follows:

(a) in corridor operation, beyond Madawaska and Victoria Counties to the Nova Scotia Border along Routes 2, 2A and 9 in New Brunswick.

(b) for the carriage of general freight beyond Madawaska and Victoria Counties to Saint John, Fredericton and Moncton in New Brunswick, along Routes 2, 2A and 9 in New Brunswick.

Appearances: No one in support.

John B. Baxter, Esq., for McClure Transport contra.
Rodman E. Logan, Esq., for D'Anjou Transport contra.
E. Neil McKelvey, Esq., Q. C., for Barnhill's Transfer Ltd. and Motorways (Maritmes) Limited, contra.
George F. O'Connell, Esq., for Speedway Express contra.

Mr. Abbis notified the Board that he would not be proceeding at this sitting as he intended to re-advertise.

After hearing submissions from counsel and as there was no one in support of this application, the matter was set over until the next meeting of the Board to be held on February the 16th., 1961.

IN THE MATTER of the application of Ray's Transfer, per G. R. Livingston, New Glasgow, Nova Scotia, for a public motor truck license as follows:

EXTRA PROVINCIAL GENERAL FREIGHT.

All highways within the Province of New Brunswick for hauling of steel, prefabricated houses, boilers, bulldozers, Christmas trees, smokestacks, tanks, structures, heavy machinery and construction materials.

Appearances: Rodman E. Logan, Esq., for the applicant.
George F. O'Connell, Esq., for Speedway Express contra.

E. Neil McKelvey, Esq., Q. C., for Barnhill's Transfer Ltd. and Motorways (Maritime) Limited contra.

After hearing evidence and what was alleged by counsel the Board granted the application as follows:

CLASS X:

For transportation from the Province of Nova Scotia, as authorized, over all highways within the Province of New Brunswick, of steel, prefabricated houses, boilers, bulldozers, Christmas trees, smokestacks, tanks, structures, heavy machinery and construction materials restricted to the products of:

I. Matheson & Co., Limited
Ferguson Industries Limited
Eastern Woodworkers Limited
Maritime Steel & Foundries Limited.

IN THE MATTER of the application of Leo Frigault, St. Louis de Kent, New Brunswick, for a public motor truck license as follows:

All of New Brunswick routes—as a Contract Carrier for Moosehead Breweries Ltd., over all highways in New Brunswick.

Appearances: Rodman E. Logan, Esq., for the applicant.

No one contra.

Mr. Logan asked that the matter be adjourned until the next meeting of the Board and a temporary authority be granted.

After hearing evidence and what was alleged by counsel the Board granted a temporary authority and ordered the application to be set over until the next meeting of the Board to be held on February 16th., 1961.

IN THE MATTER of the application of Claude L. Ernest, Berwick, Kings County, Nova Scotia, for a public motor truck license as follows:

CLASS X:

For the carriage of fresh fruit and vegetables, eggs and poultry from the Nova Scotia Border to Moncton and Saint John, via Route 2 and return.

Appearances: Claude L. Ernest, Esq., in person.

E. Neil McKelvey, Esq., Q. C., contra, objects to words "eggs and poultry."

After hearing evidence and what was alleged by counsel the application was granted as follows:

CLASS X:

For the carriage of fresh fruit and vegetables, eggs and poultry from the Nova Scotia Border to Moncton and Saint John via Route 2 and return—restricted to the products of—

Canada Packers Limited.
Pleasant Valley Fruit & Produce Co. Limited.
Canard Poultry Limited.

IN THE MATTER of the application of James H. Stevens, c/o P. O. Box 1324, Saint John, New Brunswick, for a public motor truck license, as follows:

CLASS PC:

Over Highway No. 1 between Saint John and St. Stephen with service to intermediate and off route points.

Appearances: George F. O'Connell, Esq., for the applicant.
No one contra.

After hearing evidence and what was alleged by counsel the matter was set over until the February the 16th, 1961 meeting of the Motor Carrier Board. Temporary authority was granted from February 1, 1961, subject to cancellation at any time on objection being made on behalf of the Estate of Herbert M. Stevens, and without prejudice to the rights of the Estate.

IN THE MATTER of the estate of the late Herbert M. Stevens, 108 Bayview Drive, Lancaster, New Brunswick.

Notice to creditors of intention to revoke license to be published in the Royal Gazette and Telegraph Journal for two successive weeks, the last insertion to be not later than February 6th, 1961. The Board ordered the License of Herbert M. Stevens suspended as of January 19th, 1961, for non-operation.

IN THE MATTER of the application of Maine Maritime Express Lines Limited, for an extension to its present license.

Appearances: Rodman E. Logan, Esq., for the applicant.
No one contra.

It was ordered that the applicant apply at the meeting of the Board to be held February the 16th, 1961.

IN THE MATTER of the application of S.M.T. (Eastern) Limited, King Street, Saint John, New Brunswick, for order as to required advertisement in respect of proposed assignment.

Appearances: E. Neil McKelvey, Esq., Q.C., for the applicant.
No one contra.

After hearing counsel, the Board ordered that notice of the proposed assignment of part of applicant's license be advertised in the Moncton Times for two issues, the last not later than 10 days before the next meeting of the Board; also one advertisement in the Royal Gazette not later than 10 days before the next meeting of the Board.

IN THE MATTER of the application for temporary authority for Gulf Transport Ltd., 61 Saint Peter's Road, Charlottetown, Prince Edward Island.

Appearances: Henry E. Ryan, Esq., for the applicant.
No one contra.

After hearing counsel the Board ordered the temporary authority extended until the next meeting of the Board and amended by adding—Over route 2 to the New Brunswick-Nova Scotia Border for furtherance into Nova Scotia as authorized.

IN THE MATTER of the application of William J. Kerr Ltd., Howard Street, Chatham, New Brunswick for a public motor truck license as follows:

For the transportation of Salt for the Province of New Brunswick, and Cement for Maritime Cement Company Limited, over all Highways in the Province of New Brunswick.

Appearances: D. A. Riley, Esq., for the applicant.
No one contra.

After hearing counsel the Board granted a temporary authority for the transportation of Salt for the Province of New Brunswick, and Cement for Maritime Cement Company Limited, over all Highways in the Province of New Brunswick, and ordered that formal application for license be made at the meeting to be held February 16th, 1961.

IN THE MATTER of the application of Island Seafoods Ltd., Borden, Prince Edward Island for a temporary authority as follows:

To carry case and barrel oil from Irving Oil Co., Saint John, New Brunswick to Irving Oil Co., in Nova Scotia.

After consideration the Board refused the application owing to a previous breach of the Act but granted permission for the applicant to apply for a permanent license.

Saint John, N. B.,

Sitting, February 16th — 17th, 1961.

MARITIME TRUCK LINES LIMITED, 260 Canada Road, Edmundston, New Brunswick.

This matter had been set over from the meeting in January. The Company had applied as follows:

(a) In corridor operation beyond Madawaska and Victoria Counties to the Nova Scotia Border along Routes 2, 2A and 9 in New Brunswick.

(b) For the carriage of general freight beyond Madawaska and Victoria Counties to Saint John, Fredericton and Moncton along Routes 2, 2A and 9 in New Brunswick.

Appearances: Chaiker Abbis, Esq., in support of the applicant.
E. Neil McKelvey, Esq., Q.C., contra on behalf of Barnhill's Transfer Ltd. and Motorways (Maritime) Limited.

George F. O'Connell, Esq., contra, on behalf of Speedway Express Ltd.

Rodman E. Logan, Esq., contra, on behalf of D'Anjou Transport.

John B. M. Baxter, Esq., contra, on behalf of McClure Transport Ltd.

Mr. I. Thompson was sworn and stated that he is the vice-president of Maritime Truck Lines Limited which is incorporated in the Province of New Brunswick, with its head office in Edmundston. The Company has at the present time a license to operate in Madawaska and Victoria Counties and was granted a license to operate in the Province of Nova Scotia in October of 1960. The Company has also held a license in the Province of Quebec for the past two and onehalf years to operate from the cities of Montreal and Quebec to Madawaska and Victoria Counties. The witness gave evidence with respect to the operation of his Company and stated that due to the restriction of his License he had lost a number of Companies in that they would not use his services because he was limited in the field of his operation. The witness also presented letters from 17 firms, asking that his license be enlarged as requested and stating that they had used his services.

Douglas Moffatt representing Barnhill's and Motorway's was sworn and stated that if the license was given to Maritime Truck Lines Limited as requested that it would adversely affect his Company. Mr. L. Langley of D'Anjou Transport was sworn and testified his Company was not operating at full capacity and the granting of the application as requested would adversely affect his company.

Robert Glencross was sworn and testified that he represented McClure's Transport Limited and that the granting of the License would adversely affect his Company as it was presently not operating at its full capacity.

After hearing the witnesses and what was alleged by counsel, the Board granted a license as follows:

> As a Corridor Operation from the Quebec-New Brunswick Border as authorized, along Routes 2, 2A and 9 in New Brunswick, to the New Brunswick-Nova Scotia Border as authorized and return.

IN THE MATTER of the application of J. J. Blackmore d/b/a Consolidated Transport, Moncton, New Brunswick.

This is a remanet from the January sittings of the Board at which time all necessary documents were filed. The Board in January ordered that notice of public hearing as to assignment be published in the Moncton Times.

Appearances: E. Neil McKelvey, Esq., Q. C., in support of the applicant.

No one contra.

Affidavit showing advertisement in accordance with the Board's order was filed. The application was granted.

IN THE MATTER of the application of H. Robert Dickinson Lakeville, New Brunswick, for permission to transfer a portion of his public motor truck license, Class PC-X-C, No. 175 to Bathurst Transport Company Ltd., this matter came before the Board as a remanet from the January sittings of the Board.

Appearances: E. Neil McKelvey, Esq., Q. C., for the applicant and Bathurst Transport Company Limited.

Mr. McKelvey filed a written assignment of the relevant portion of the license. The Secretary referred to the Board correspondence relating to a complaint made by Aranoff Bros. of Saint John, N. B., which disclosed that six dining chairs had been shipped on the service provided by H. Robert Dickinson in November, 1960 and the same had not been delivered.

Mr. D. C. Maxwell appeared on behalf of Brooke-Bond Canada 1959 Ltd. Mr. Maxwell stated that two shipments of a total value of $70.49 were shipped C.O.D. using the transport of Mr. Dickinson the first to Mr. John Archibald of Flatlands, Restigouche County, N. B. and the second to Mr. Herman Hare of Sunny Corner, N. B. and that the proceeds had not been remitted by Mr. Dickinson to his principal, although there has been ample time to do so.

Mr. T. H. Clark appeared on behalf of Emerson & Fisher Ltd. and stated that a box of tin plate at a value of $21.00 had been forwarded by Mr. Dickinson's transport to Heatmaster Company of Beresford, N. B., and the same had not been delivered although ample time had elapsed.

After hearing evidence and what was alleged by counsel the Board denied the application and ordered that the License of H. Robert Dickinson be suspended and that a notice be delivered to him to shew cause at the next sitting of the Board why his License should not be revoked. The Board further ordered that a temporary authority be issued to Bathurst Transport Company Limited covering the Routes proposed to be transferred until and pending the decision of the Board at its next sitting.

IN THE MATTER of the notice to Ainsley M. Brown and George F. Allen, St. Martins, Saint John County, New Brunswick, re public motor bus license No. 547 to shew cause why their license should not be revoked.

Appearances: D. A. Riley, Esq., for Mr. Brown and Mr. Allen.

No one contra.

This matter arose as a result of a reference on December the 20th, 1960 by the Secretary to the Board of certain complaints as to lack of service over routes in license No. 547. The Secretary had also suspended the operation owing to cancellation of insurance which had not been renewed.

In accordance with the order of the Board, the said licensees were given until the 16th of February 1961 to furnish proper service over the routes in their license and notice was mailed to them by registered mail on January the 25th, 1961 which included the following provisions:

> "And take notice further that unless such service is provided by such date and unless you file with the Board proof by affidavit of the furnishing of such service, your License will be cancelled or revoked or a License granted to some other Motor Carrier for such routes.
>
> And also take notice that in the event of your desiring to furnish such service, upon filing with the Board evidence of Insurance, the said suspension will be removed.
>
> And take notice further that you will be given an opportunity to be heard to shew cause why your License should not be cancelled at the next meeting of the said Board to be held on February 16, 1961 at the Board room in the New Provincial Building, 110 Charlotte Street, Saint John, New Brunswick, at 10 a.m."

Mr. Riley requested that his clients be given an extra thirty days to shew cause why their license should not be revoked.

After hearing counsel the Board ordered that the licensees be granted an extension until the next meeting of the Board on March 16th, 1961 to shew cause why their Motor Carrier Board License No. 547 should not be revoked.

IN THE MATTER of the application of Leo Frigault, St. Louis de Kent, Kent County, New Brunswick for a license to serve all of New Brunswick as a Contract Carrier for Moosehead Breweries Ltd. over all Highways in the Province of New Brunswick.

This was a remanet from the January meeting of the Board.

Appearances: Rodman E. Logan, Esq., appeared for the applicant.

No one contra.

After hearing the applicant in person and what was alleged by counsel, the Board ordered that the application be granted subject to the filing of a Contract with Moosehead Breweries Ltd. in a form acceptable to the Board, including a provision that the Brewery Company will notify the Board of any cancellation within 15 days. The present license of the applicant to be amended by adding the words "as a Contract Carrier for Moosehead Breweries Limited over all Highways in the Province of New Brunswick." The contract was filed in due course.

IN THE MATTER of the application of the Canadian Pacific Express Company Ltd., Windsor Station, Montreal, Quebec.

The Board ordered that this matter be set over until the next meeting of the Board to be held March 16th, 1961.

Pursuant to letter from the Company dated February 13th, 1961, the Board granted a request for an extension to March 21st, 1961 of temporary authority issued by the Secretary on the 8th day of February 1961 to carry general freight from Moncton to Fredericton and return via highways 2, 3 and 4 limited to traffic of Canadian Pacific Express Company, formerly carried by rail between said points, station to station only. The Company expressed its intention to make application at the March sitting.

IN THE MATTER of the application of Ekco Products Company (Canada) Limited, 376 Birchmount Road, Scarborough, Ontario. The Company was not represented at the meeting of the Board and it was ordered that their temporary license be not extended.

IN THE MATTER of the application of C. A. Fraser Limited, 132 Wiltshire Avenue, Toronto, Ontario.

A temporary authority was issued February the 9th, 1961 to expire on the 22nd day of February, 1961, contingent upon the applicant applying for plates within two weeks from February the 9th, 1961. As no application for plates was received the temporary authority was not extended.

IN THE MATTER of the application of Fontaine's Moving & Storage, 596 Fielden Avenue, Port Colburne, Ontario, for a public motor truck license over the following routes:

For the carriage of uncrated new and used household office and store furniture and where specially designed vehicles of the drop-frame type are used equipped with pads, belts, hooks, wardrobes and special packing containers, including—

(a) new uncrated furniture and fixtures to be used in a dwelling when part of the equipment or contents of such dwelling.

(b) new uncrated furniture and fixtures of offices, museums, hospitals, factories and public institutions, when part of the equipment of the same;

(c) objects of art, displays and exhibits which because of their unusual nature or value require specialized handling and the employment of pads, belts, hooks, wardrobes and special packing containers.

With respect to frequency of service, services will be provided upon individual contracts to future customers.

From points in the Province of New Brunswick to any points in the Maritimes and from any points in the Maritimes back to New Brunswick in transit through New Brunswick from any other points in the Provinces of Quebec, Ontario and points in the United States into the Province of New Brunswick and return, in transit to New Brunswick and from any points in the Province of New Brunswick to any points in the United States and return.

Appearances: Larry Fontaine appeared in person.

No one contra.

Upon hearing the applicant the Board granted the application as follows:

CLASS: F—Extra-Provincial.

For the carriage of uncrated new and used household office and store furniture, and where specially designed vehicles of the drop-frame type are used equipped with pads, belts, hooks, wardrobes and special packing containers including:

(a) new uncrated furniture and fixtures to be used in a dwelling when part of the equipment or contents of such dwelling;

(b) new uncrated furniture and fixtures of offices, museums, hospitals, factories and public institutions, when part of the equipment of the same;

(c) objects of art, displays and exhibits which because of their unusual nature or value require specialized handling and the employment of pads, belts, hooks, wardrobes and special packing containers.

With respect to frequency of service, services will be provided upon individual contracts to future customers.

From points in the Province of New Brunswick over all routes to any point in the Provinces of Nova Scotia and Prince Edward Island, as authorized, and return and in transit as a Corridor Operation through New Brunswick from any other point in the Provinces of Quebec, Ontario, Manitoba, Alberta, Saskatchewan and British Columbia, as authorized, and return and to and from any point in the said Provinces and from any point in the United States of America, as authorized, to any point in New Brunswick and return and as a Corridor Operation from any point in the United States of America as authorized, to any point in Prince Edward Island and Nova Scotia, as authorized, and return.

THIS AUTHORITY is to be read in conjunction with the License No. X-900 issued by the Department of Transport of the Province of Ontario.

IN THE MATTER of the application of Eli Ruch, 1590 Main Street, Moncton, New Brunswick, for a public motor truck license over the following routes:

To carry general freight from Saint John to the Nova Scotia Border with intermediate points and return on Routes 2 and Trans-Canada Highway.

Also from Moncton to Newcastle on Routes 11 and 12 with intermediate points and return.

Appearances: Wlifrid E. Clarke, Esq., Q.C., for the applicant.
Clarence H. Roy, Esq., contra, for I. & H. Transfer Ltd. and Maritime Forwarding Limited.

John B. M. Baxter, Esq., contra, for McClure Transport Ltd.

E. Neil McKelvey, Esq., Q.C., contra, for Barnhill's Transfer Ltd.

Eli Ruch, the applicant, was sworn and stated the type of operation he was carrying on and the reason why he desired a new license.

Douglas Moffatt, General Manager of Barnhill's Transfer, was sworn and stated that his company provided adequate coverage for the Saint John-Sackville-Moncton route and carried any and all types of freight in addition to several other carriers, also that it has become necessary for his Company to abandon the route from Moncton to Newcastle owing to there being too many carriers going on this route. If the application were granted the services offered would draw from the traffic of licensed carriers.

Dismas LeBlanc, President of I. & H. Transfer Ltd., gave evidence that he provided service on the route Moncton to Newcastle four times per week and was able to obtain only partial loads on the return trip. His Company also made a daily run from Saint John to Moncton and return and in his opinion would be bound to lose some freight if the application were granted.

Joseph Gallant, General Manager of Maritime Forwarding Ltd. stated that the trucks usually returned from Saint John to Moncton empty and had never refused traffic.

Upon hearing the applicant, and the witnesses and what was alleged by counsel the application was refused.

IN THE MATTER of the application of Gulf Transport Limited, Charlottetown, P.E.I., for a public motor truck license as follows:

As in present License Number 435 with extension to transport over Route 16 and 2 to the Nova Scotia border.

Appearances: Henry E. Ryan, Esq., in support of the application.
No one contra.

Mr. Ryan asked the license be amended to substitute the Irving Oil Company Ltd, for Carvell Bros. Ltd. in their Contract License. Blythe Murray, president of Gulf Transport Limited, testified as to the operation of the Company and the types of licenses held by it.

Upon hearing the witness and what was alleged by counsel the Board granted the application as follows:

By substituting Irving Oil Company Ltd. in place of Carvell Bros. Ltd. in the Contract License and amending the License as follows: by adding the words "over route 2 to the New Brunswick-Nova Scotia Border for furtherance into Nova Scotia, as authorized."

IN THE MATTER of the application of Clowes Transport Ltd., Per Rodman E. Logan, Esq., Solicitor, P.O. Box 1165, Saint John, N. B., for a public motor truck license as follows:

CLASS C—As a contract carrier for Consolidated Dyestuffs and Chemicals Limited of Montreal, Quebec, from Saint John to Milltown over Highway No. 1 and return.

Appearances: Rodman E. Logan, Esq., for the applicant.
No one contra.

Merrill Clowes, President of the Company, was called as a witness and explained the reason for the application.

Upon hearing the applicant, and what was alleged by counsel the Board granted the application as applied for.

IN THE MATTER of the application of S.M.T. (Eastern) Ltd., c/o P.O. Box 805, Saint John, New Brunswick as follows:

"TAKE NOTICE THAT S.M.T. (EASTERN) LTD., has applied under the provisions of the Motor Carrier Act for permission to transfer to Yvon Leger, of the Town of Shediac, in the County of Westmorland, Garage proprietor, that portion of its Motor Carrier License Number 94A relating to the transportation of persons, baggage and express, parcels for compensation between Shediac and Port Elgin via Route Number 15, intermediate points and return.

Appearances: E. Neil McKelvey, Esq., Q.C., for the applicant.
Louis A. Mallette, Esq., was sworn and testified as to the operation of this Route by S.M.T. and the reasons why it was desired to transfer the License to Mr. Leger.

After hearing counsel and the witness the Board granted the application as applied for.

IN THE MATTER of the application of Arthur Galipeau, East Angus, Quebec, for a public motor truck license as follows:

"From Ste. Rose du Degele, Quebec, to and on Route No. 2 to deliver paper rolls, paper bags and roofing paper rolls to Grand Falls, Hartland and Saint John, Thetford Mines, Quebec, from East Angus, Quebec and bring back sugar and potatoes to Quebec via Route 1 through Calais, Maine.

Appearances: E. Neil McKelvey, Esq., Q. C., and Pierre Beaudry Esq., for the applicant.
John B. M. Baxter, Esq., contra, for McClure Transport Ltd.
George F. O'Connell, Esq., contra, for Speedway Express Ltd.

Arthur Galipeau was sworn and testified as to the type of operation of his Company and the reasons for the application to the Board.

After hearing the witness and counsel the Board ordered that decision in this matter be set over to the next meeting to be held on March the 16th, 1961. The Secretary was ordered to provide for the members of the Board a transcript of the evidence.

IN THE MATTER of the application of William J. Kerr Ltd., Howard Street, Chatham, New Brunswick, for a public motor truck license as follows:

"CLASS PC—for the Transport of Cement under contract with MARITIME CEMENT COMPANY LIMITED, over all Highways in New Brunswick and for the transport of Salt under contract with the Province of New Brunswick from points in the Province of Nova Scotia as authorized, and from the Nova Scotia Border to the United States Border at St. Stephen over Highways No. 1 and No. 2 and from the Nova Scotia Border to the Quebec Border over Highways No. 2, 11 and 8."

Appearances: D. A. Riley, Esq., in support of the application.
No one contra.

After hearing counsel for the applicant the Board granted the application as applied for.

IN THE MATTER of the Creditors and Next-of-kin of Herbert M. Stevens deceased, late of Lancaster, New Brunswick.

The following notice was published pursuant to the order of the Board made on January 20, 1961.

"TAKE NOTICE that the Motor Carrier Board of the Province of New Brunswick has suspended for non-operation License Number 7 held by Herbert Moore Stevens at the time of his death, and

FURTHER TAKE NOTICE that at the next sitting of the Motor Carrier Board to be held in its offices in the Provincial Building at 110 Charlotte Street in the City of Saint John at 10 o'clock a.m., on Thursday, February the 16th, 1961, the Motor Carrier Board will consider revoking the said License.

Any person having an interest in the estate of the said Herbert Moore Stevens, deceased, may appear at the time and place aforesaid and show cause why the said License should not be revoked."

Appearances: George F. O'Connell, Esq., appeared on behalf of
James H. Stevens,

After hearing counsel the Board ordered that the License of Herbert M. Stevens be revoked, forthwith.

IN THE MATTER of the application of James H. Stevens, 75 McLaren Blvd., Saint John, New Brunswick, for a motor truck license as follows:

"Between Saint John and St. Stephen with intermediate points."

Appearances: George F. O'Connell, Esq., in support of the application.

This was an application in the same terms as the license previously held by Herbert M. Stevens, the deceased father of the applicant.

Satisfactory evidence was presented to the Board that all creditors of the estate would be satisfied and that all other persons having an interest in the estate had renounced their rights to the said public motor truck license.

After hearing counsel and the witness, the Board granted the application as follows:

CLASS: PC

Over Highway No. 1 between Saint John and St. Stephen with service to intermediate and off route points.

IN THE MATTER of the application of Burnham Trucking Company Inc., 52 Fletcher Street, Ayer, Mass., for extension of its temporary authority.

Appearances: John B. M. Baxter, Esq., for the applicant.

No one contra.

Mr. Baxter advised the Board that the Company was making application for a permanent license and requested that the temporary authority granted on January 25th, 1961 be extended until the next meeting of the Board.

After hearing counsel the Board granted the application for an extension of the temporary license until the next meeting of the Board to be held on March the 16th, 1961.

IN THE MATTER of the application of Tank Truck Transport Limited, 616 St. Clair Street, Point Edward, Ontario, for an extension of their temporary authority.

Appearances: George F. O'Connell, Esq., for the applicant.

Mr. O'Connell stated that his client was submitting an application to the Board for a permanent License and asked that the temporary authority granted on February the 4th for the period ending on February the 22nd, be extended until the next meeting of the Board.

After hearing counsel the Board granted the application to extend the temporary authority from the 22nd of February 1961 until March the 16th, 1961.

Saint John, N. B.,
Sitting, March 16-17th, 1961

IN THE MATTER of an Order in respect of H. Robert Dickinson, Lakeville, New Brunswick, to shew cause why his License should not be cancelled.

Appearances: H. Robert Dickinson appeared in person.
E. Neil McKelvey, Esq., Q.C., for Bathurst Transport Ltd.

Mr. McKelvey, asked the Board to approve the transfer of the License of H. Robert Dickinson to Bathurst Transport Ltd.

H. Robert Dickinson acknowledged receipt of the notice to appear at the meeting of the Board and stated that he had been having difficulties and would ask for an extension of thirty days in which to clear any outstanding shipments and arrange for the payment or the return of goods which had been seized under an execution.

After hearing counsel and the witness the Board ordered that the matter be set over as a remanet to the next meeting of the Board to be held on April 20th, 1961.

Mr. Dickinson stated that he was negotiating with Robert Davison, d/b/a Robert Davison Transport Reg'd., for sale to him of a portion of his license and requested (supported by Mr. Davison) a temporary authority be granted to Mr. Davison until the next meeting of the Board. Pursuant to request a temporary authority was granted to Mr. Davison to expire April 19th, 1961 covering all routes in the Dickinson License less contract and inter-provincial operations and less route from Fredericton to Bathurst over Highway 8 and 11.

IN THE MATTER of Ainsley Brown and George Allen, St. Martins, Saint John County, New Brunswick, to shew cause why their license should not be cancelled.

Appearances: D. A. Riley, Esq., appeared for the applicants, and stated that Mr. Brown was still negotiating for insurance and asked for further time to acquire equipment and in the meantime he would provide the best service possible.

After hearing counsel the Board ordered that an extension of time be granted until the next meeting of the Board to be held on April the 20th, 1961. And the Board further ordered that unless satisfactory evidence of insurance in accordance with the Regulations is filed with the Board within three days the present service should be discontinued until evidence of insurance is filed.

IN THE MATTER of the application of J. L. April, 2215 Dufresne Street, Montreal, Quebec, for a public motor truck license as follows:

"Furniture Moving, Household goods with truck especially equipped for the work.

CLASS F:

From Quebec Province (border) port of entry Route No. 2.

From Quebec Province Port of entry Route No. 11, over all the highways of the Province and return under reciprocity agreement existing between the New Brunswick and Quebec Province."

Appearances: J. Louis April, Esq., appeared in person.

No one contra.

Mr. April stated that he had been in business for more than 25 years and had 14 trucks, a copy of the Quebec license was filed with the Board.

After hearing the witness the Board granted the license as follows: "CLASS F—For the carriage of used household goods and office equipment with trucks equipped for such work. From the Province of Quebec as authorized to points of entry on Routes Nos. 2 and 11 over all Highways through the Province of New Brunswick, and return."

IN THE MATTER of the application of Tank Truck Transport Limited, P.O. Box 1324, Saint John, New Brunswick, for a public motor truck license as follows:

"Class C-X as a Contract Carrier for Dow Chemical of Canada Limited and National Dalex 'Atlantic' Limited over all routes and to all points in New Brunswick in tank trucks and tank trailers."

Appearances: George F. O'Connell, Esq., appeared for the applicant.

No one contra.

Mr. O'Connell advised the Board that he wished to abandon the application insofar as National Dalex 'Atlantic' Limited was concerned.

James Stuart Reid, President of Tank Truck Transport Limited, testified that the trucks would be hauling perchlorethylene for dry cleaning purposes. The product was stated to be non-inflammable and non-explosive.

The Applicant requested inter-provincial and international rights from and to Quebec, Nova Scotia, Prince Edward Island and the United States of America.

After hearing the witness and what was alleged by counsel the Board granted the application as follows:

"Class C-X As a contract carrier for Dow Chemicals of Canada Limited from the Provinces of Ontario and Quebec and the United States of America, as authorized, through all ports of entry and over all routes and to all points in New Brunswick of perchlorethylene in tank trucks and tank trailers and return, and to the New Brunswick-Nova Scotia Border and to Cape Tormentine for furtherance into Nova Scotia and Prince Edward Island respectively, as authorized and return.

This License is issued conditionally upon the licensee filing with the Board within six months photostatic or notarially certified copies of motor transport licenses issued by the Provinces of Quebec, Nova Scotia, Prince Edward Island and Inter State Commerce Commission authorizing transportation of said product for furtherance in New Brunswick, Nova Scotia and Prince Edward Island. If any of the same are not by then issued, the provisions, for furtherance into any such area will be withdrawn until evidence is filed of such license being granted."

IN THE MATTER of the application of Island Seafoods Limited, L. E. Inman, Applicant, Borden, Prince Edward Island, for a public motor truck license as follows:

"To transport Case and Barrel Oil from Saint John, New Brunswick to Nova Scotia Border via Route No. 2."

Appearances: Claudius I. L. Leger, Esq., appeared for the applicant.
No one contra.

Lloyd E. Inman, was sworn and testified as to the type of operation he wished to carry on.

After hearing counsel and the applicant, the Board granted the application as follows:

By adding "Class PC To transport Case and Barrel Oil from Saint John, New Brunswick to Nova Scotia Border via Route No. 2."

IN THE MATTER of the application of Burnham Trucking Company Inc., c/o John B. M. Baxter, Esq., Solicitor for the applicant, 50 Princess Street, Saint John, New Brunswick, for a public motor truck license as follows:

"Class X-C: For the carriage of products of Bowl-Mor Company Inc., from the Quebec and U.S.A. Borders over all highways in the Province of New Brunswick including the New Brunswick-Nova Scotia Border for delivery to all points in the said Province of New Brunswick and return."

Appearances: John B. M. Baxter, Esq., appeared for the applicant.
No one contra.

Mr. Baxter asked that the application be amended by adding the words "and for furtherance into the Province of Nova Scotia, as authorized" to the license. The following documents were filed with the Board:

1. Agreement with Bowl-Mor Inc.
2. Notice of Incorporation.
3. Financial Statement.
4. ICC License.
5. Province of Quebec License.
6. Province of N. S. License.

Upon hearing counsel the Board granted the application as follows:

"CLASS X-C—For the carriage of products of Bowl-Mor Company Inc., from the Quebec-U.S.A. Borders over all highways in the Province of New Brunswick including the New Brunswick-Nova Scotia Border for delivery to all points in the said Province of New Brunswick and return, and for furtherance into the Province of Nova Scotia as authorized."

IN THE MATTER of the application of Eric Richard, Acadieville, Siding, R.R. No. 1, New Brunswick, for a public motor truck license as follows:

"As a Contract Carrier over all highways in New Brunswick for the carriage of goods for La Co-op de Rogersville and Acadieville and Martial Deveau, merchant, only, originating at Rogersville and Acadieville aforesaid.

Appearances: Guy A. Richard, Esq., appeared for the applicant.

No one contra.

After hearing counsel the Board granted the application as applied for. This license is subject to the filing of proper cargo insurance.

IN THE MATTER of the application of Guy R. Hachey, Port Daniel, East, Quebec, for a public motor truck license as follows:

"CLASS X: For the carriage of fresh and frozen fish from Quebec, as authorized, over all highways in New Brunswick to points in United States of America, as authorized."

Appearances: The applicant appeared in person.

No one contra.

From the evidence of the applicant it appeared that corridor rights only were required.

After hearing the applicant, the Board granted the application as follows:

"CLASS X: As a Corridor Operation for the carriage of fresh and frozen fish from the Quebec-New Brunswick Border, as authorized, to the New Brunswick-United States Border, for furtherance into United States, as authorized or exempt."

IN THE MATTER of the application of Ekco Products Company (Canada) Ltd., 376 Birchmount Road, Scarborough, Ontario, for a public motor truck license as follows:

"CLASS X—over all highways to and from various bakeries for the transportation only of baker's pans pursuant to contracts between the applicant and various bakeries for the glazing of such pans."

Appearances: E. Neil McKelvey, Esq., Q.C., appeared for the applicant.
No one contra.

It was submitted by Mr. McKelvey on behalf of the applicant that these trucks would not be subject to the provisions of the Motor Carrier Act as the applicant was not carrying for hire.

After hearing counsel the Board ordered that the matter be set over until the next meeting of the Board to be held on April the 20th. The applicant or a qualified representative was requested to attend at that time..

IN THE MATTER of the application of Leandre Richard, Cocagne, New Brunswick, for a public motor truck license as follows:

"S—Special License for the carriage of goods for the following firms:

Lane's Bakeries Limited
Colgate Palmolive Limited
McCormick's Limited—from Moncton to Campbellton, on Routes 32A, 11 and 8 and intermediate points, and from Chatham to Bathurst via Route 11 and intermediate points."

Appearances: Claudius I. Leger, Esq., appeared for the applicant.
John B. M. Baxter, Esq., appeared for Ronald Girvan, contra.

Leandre Richard was called as a witness and testified as to the type of operation he intended to carry on if the license was granted and also the type of operation he had carried on in the past.

After hearing counsel and the applicant the Board approved the application as follows:

By amending the present license to add the following:
S—Special License for the carriage of goods for the following firms:
Lane's Bakeries Limited
Colgate Palmolive Limited
McCormick's Limited
From Moncton to Campbellton on routes 32A, 11 and 8 and intermediate points and from Chatham to Bathurst via Route 11 and intermediate points."

IN THE MATTER of the application of Renaud Galipeau, 15 Fraser Street, Sherbrooke, Quebec, for a temporary authority to bring one load into the Province of New Brunswick on March 16, 1961 for Thomas Bonar and Co.

Appearances: E. Neil McKelvey, Esq., Q.C., appeared for the applicant.

John B. M. Baxter, Esq., appeared contra for McClure Transport Ltd.

George F. O'Connell, Esq., appeared contra for Speedway Express Ltd.

After hearing counsel the Board refused the application on the grounds that no evidence had been shown of emergency and necessity.

IN THE MATTER of the application of Canadian Pacific Express Company, 88 Simcoe Street, Toronto, Ontario for a temporary authority over routes 2 and 3 with stop at Harvey as a result in the changes in the train service.

Appearances: E. L. Reid, Esq., appeared on behalf of the Canadian Pacific Express Company.
No one contra.

After hearing the witness the Board granted a temporary license as follows:

"For the carriage of general freight over routes 2, 3 and 4 from Fredericton to McAdam with right to pickup and deliver at Harvey Station and return.

It is understood that this traffic is such as would normally be carried by Canadian Pacific Train Service, and the authority is required as a result of the change of such service. This authority expires on April 19th, 1961.

IN THE MATTER of the application of Archibald's Transfer, 113 West Albion Street, Amherst, Nova Scotia.

Appearances: E. Neil McKelvey, Esq., Q.C., appeared for the applicant.

No one contra.

After hearing counsel the Board granted the application for a temporary authority as follows:

"As a contract carrier for the carriage of the products of Canada Packers Ltd., from Amherst, Nova Scotia to Cape Tormentine, New Brunswick, for furtherance to Prince Edward Island, as authorized and return over routes 2 and 16. As a Corridor Operation only.

This authority will expire on April 20th, 1961."

IN THE MATTER of the application of Harley Geldart, Albert County, New Brunswick, for an order in respect to advertising and posting of notice of application for an increase in fares.

Appearances: E. Neil McKelvey, Esq., Q.C., for the applicant.

No one contra.

After hearing Counsel, the Board ordered that advertisement in form to be approved by the Secretary be published in the public newspapers, the "Moncton Transcript" and the "L'Evangeline" for two successive weeks and in an issue of the Royal Gazette, the last of such publications to be not later than ten days before the sitting of the Board on April 20, 1961; such advertisement to contain the statement that any objections to the application should be filed with the Board at least five days before the hearing.

Further, that a notice in such approved form be posted on or before the 5th day of April 1961 in all buses of the Applicant operating over the routes in question.

IN THE MATTER of the application of Art Armitage Trucking Limited, Halifax, Nova Scotia, for a temporary license to carry the chemical product known as perchlorethylene from Nova Scotia into New Brunswick under contract with Canadian Industries Ltd.

This matter being referred to the Board as a result of a telephone call from the applicant, and the applicant undertaking to file a formal application, the Board granted a temporary authority in the following form:

> "Temporary authority is hereby granted to Armitage Trucking Co. to transport under Contract with Canadian Industries Ltd., the chemical product known as perchlorethylene (Perluxe) from Nova Scotia entering New Brunswick on route 2 near Aulac proceeding over route 2 through Moncton, Saint John and from Saint John over Route 2 and 2A to Oromocto and to Fredericton and returning to Nova Scotia by same route or via shortest route with right to deliver at said cities and town.
>
> This authority expires April 19, 1961."

Saint John, N. B.,
Sitting, April 20-21st, 1961.

IN THE MATTER of an order made in respect of Ainsley M. Brown and George F. Allen, to shew cause why their public motor bus license number 547 should not be cancelled on April 21st. 1961.

Appearances: George F. O'Connell, Esq., appeared for the Licensees.

Mr. O'Connell stated that it was his understanding that other people were carrying passengers on the Saint Martins Route without a license. He also stated that his clients were purchasing a bus from Stella Maris Church at East Saint John and that he would give on behalf of his clients a definite undertaking to resume service within ten days from April 20th.

After hearing counsel the Board ordered that the time for resumption of service be extended until the 1st. day of May 1961, and that unless satisfactory evidence by affidavit is filed with the Board on or before the 6th. day of May 1961 that satisfactory service has been resumed in accordance with the said license by the 1st. day of May 1961, together with evidence of insurance in accordance with the Regulations the said license shall be automatically revoked and cancelled.

IN THE MATTER of the application of Ekco Products Company (Canada) Limited. This was a remanent from the March 16th. meeting of the Board.

Appearances: E. Neil McKelvey, Esq., Q.C., appeared for the applicant.

No one contra.

Mr. McKelvey filed a letter from the Company describing their proposed operation in the Province of New Brunswick, and it was pointed out that their rates would be uniform throughout.

Upon hearing counsel the Board set the matter over until the next regular monthly meeting of the Board to be held on May 18th. 1961, and instructed the Secretary to notify the applicant that at that time a qualified representative of the company must be present to give evidence. The Board also authorized a temporary authority as follows:-

"Temporary authority is hereby granted to Ekco Products Company (Canada) Ltd. to transport baking pans to and from bakeries over all routes in New Brunswick; and also as a corridor operation for furtherance of similar products into the Province of Nova Scotia, as authorized, and return. This authority expires on May the 28th. 1961."

IN THE MATTER of the application of Gordon T. Moore, Hoyt, Sunbury County, N. B., for a temporary authority to carry for hire under contract with Moosehead Breweries Ltd.

Appearances: E. Neil McKelvey, Esq., Q.C., appeared for the applicant.

Mr. McKelvey filed a letter from Moosehead Breweries Ltd. in connection with the proposed use of the applicant's services.

After hearing counsel the Board ordered as follows:—

"Temporary authority is hereby granted to Gordon T. Moore to carry for hire under contract with Moosehead Breweries Ltd., products of the said Company over all highways in the Counties of York, Sunbury, Queens, Kings and Saint John.

This authority expires on the 21st. day of May, 1961".

IN THE MATTER of the application of Ralph G. Mersereau, Hoyt, Sunbury County, New Brunswick, for a temporary permit to carry for hire the products of Joseph A. Likely, Limited.

Appearances: E. Neil McKelvey, Esq., Q.C., appeared for the applicant.

Mr. McKelvey stated that it was the intention of the applicant to haul the products of Joseph A. Likely Limited for Provincial, Municipal and Federal Works.

After hearing counsel the Board granted the application as follows: "Temporary authority is hereby granted to Ralph G. Mersereau to carry for hire the products of Joseph A. Likely Ltd. over all highways in the Province of New Brunswick for use in Provincial and/or Municipal and/or Canadian Government Works.

This authority expires on the 20th day of May, 1961."

IN THE MATTER of the application of Wormell's Express, 3 King Street, St. Stephen, N. B. for extension of a temporary authority for the carriage of goods for Canada Packers Ltd.

Appearances: Carl Wormell appeared in person.
No one contra.

After hearing the applicant the Board granted the application as follows:—

"Temporary authority is hereby granted Wormell's Express for the carriage of goods for Canada Packers Ltd. only from Saint John to St. Andrews, St. Stephen and Milltown over routes 1 and 3 and intermediate points thereon.

This authority expires May the 18th. 1961."

IN THE MATTER of the application of John Kozak, 86 Matheson St., Campbellton, N. B. for a public motor truck license as follows:—

"To carry for hire for Fraser Companies, Limited, goods from the Town of Campbellton to the mill of the said Company at Atholville, New Brunswick."

The application of the above was considered by the Board and temporary authority was granted as follows:—

"Temporary authority is hereby granted to John Kozak of Campbellton. New Brunswick, to carry for hire for Fraser Companies, Limited, goods from the Town of Campbellton to the mill of the said Company at Atholville, New Brunswick.
This authority expires the 21st. day of May, 1961."

IN THE MATTER of the application of Canadian Pacific Express Company, 88 Simcoe Street, Toronto, Ontario, for a public motor truck license as follows:—
"PC General License.

McAdam to Harvey Station, and from Harvey Station to Fredericton and return, daily via highways 2, 3 and 4."

Appearances: L. A. Allen, Esq., of the Law Department of the Canadian Pacific Express Company, appeared in support of the application.
No one contra.

After hearing the applicant the Board granted the application as follows:—

By amending present license No. 297 by adding the following:—

"For the carriage of freight over Routes 2, 3 and 4 from Fredericton to McAdam with right to pick up and deliver at Harvey Station, and return."

The applicant submitted affidavits in connection with insurance coverage and these have been accepted by the Board in lieu of the usual form 110.

IN THE MATTER of the application of Kenneth F. Whitman, Black Point, Halifax County, Nova Scotia, c/o P.O. Box 805, Saint John, N. B. for a public motor truck license over the following routes:—
"Class H-X for the carriage of motor vehicles, watercraft and aircraft over all highways in New Brunswick."

Appearances: E. Neil McKelvey, Esq., Q.C., appeared for the applicant.
No one contra.

Mr. McKelvey asked for permission to withdraw the application.

Upon hearing counsel the Board granted the motion of Mr. McKelvey for withdrawal of this application.

IN THE MATTER of the application of Elroys Transport, Per R. Elroy Hanes, 147 Arthur Street, Truro, Nova Scotia, for a public motor truck license as follows:— "Refrigeration and general freight service between Nova Scotia and Prince Edward Island passing through and travelling on public highways in the Province of New Brunswick."

Appearances: There was no appearance on behalf of the applicant.

The Board ordered that the matter be set over until the next meeting to be held on May the 18th. and in the meantime the applicant be advised to be represented at the hearing at that time.

IN THE MATTER of the application of Barnhill's Transfer Ltd., P.O. Box 1324, Saint John, New Brunswick, for amendment of its public motor truck license as follows:-

"To amend license number 253 of Barnhill's Transfer Ltd. by deleting therefrom the paragraph thereof which reads as follows:—

This license does not confer on the holder the right to engage in International Commerce".

AND ALSO, IN THE MATTER of the application of Barnhill's Transfer Ltd., c/o P.O. Box 1324, Saint John, New Brunswick, for a public motor truck license as follows:—

"Route 1 from Saint John to St. Stephen for the carriage of nails, bars, rods and wire to St. Stephen."

Appearances: George F. O'Connell, Esq., appeared for the applicant.

Rodman E. Logan, Esq., appeared contra for Border Express Ltd. and Cole's Express Ltd.

The following were called as witnesses:

(1) Stewart Moffatt, General Manager of Barnhill's Transfer Ltd.
(2) Howard Cole, Traffic Manager, Border Express Ltd.
(3) Ralph Thompson, Traffic Manager, Cole's Express Ltd.

After hearing counsel and the witnesses the Board reserved decision in this matter until the next meeting of the Board to be held on May 18th., 1961.

IN THE MATTER of the application of Bathurst Transport Company Ltd., Bathurst, N. B., for permission to transfer its license as follows:

"Take Notice that Bathurst Transport Company Ltd., has applied under the provisions of the Motor Carrier Act for permission to transfer the license of such licensed motor carrier to Beaudet & Cie., Limitee of Mont Joli, Quebec."

Appearances: E. Neil McKelvey, Esq., Q.C., appeared for the applicant.

J. Albert Robichaud, Esq., appeared on behalf of Beaudet & Cie Limitee.

George F. O'Connell, Esq., appeared on behalf of Speedway Express Ltd., M. & D. Transfer Ltd., Motorways (Maritmes) Limited, and Barnhill's Transfer Ltd., contra.

Rodman E. Logan, Esq., appeared on behalf of D'Anjou Transport Ltd., contra.

Mr. McKelvey on behalf of the applicant filed a copy of the agreement between Bathurst Transport Company Ltd., and Beaudet & Cie Limitee with reference to the scale of motor carrier License and various vehicles.

Mr. O'Connell objected to the proposed transfer on behalf of M & D Transfer Ltd., stating that Bathurst Transport were indebted to his client in the amount of $78.13 and he felt there might be some difficulty in collecting this amount if the transfer was approved.

Norman E. Smith, President of Bathurst Transport, gave the history of the operation of his company and stated that the company had run into difficulties and the proposed transfer of the license to Beaudet & Cie Limitee was a method by which they would have money to pay all their creditors and advised the Board that the proceeds of the sale would be paid to Messrs. Robichaud and McKelvey for payment to creditors. He also stated that he was selling some other property which altogether will pay the preferred creditors. None of the opponents of the transfer have a regular service to the north of the Province.

L. L'Anglais, Manager of D'Anjou Transport was called as a witness and gave evidence as to the amount of freight carried by his company on the route from Saint John to Restigouche County.

After hearing counsel and the witnesses the Board approved the application as follows:

AMENDED APRIL 21, 1961:

On assignment from Bathurst Transport Company Limited's License No. PC-X 344.

INTRA-PROVINCIAL ONLY:

Rte. No. 8	from Bathurst to Newcastle and intermediate points and return.
Rte. No. 8	from Newcastle to Fredericton and all intermediate points and return.
Rtes. Nos. 2 and 2A	from Fredericton to Saint John and return (for freight originating or destined for any point served by other routes applied for).
Rte. No. 12	from Newcastle to Chatham and all intermediate points and return.
Rte. No. 11	from Chatham to Moncton and all intermediate points and return, as well as all off route points connected thereto and return.
Rte. No. 32 and 32A	from Gilbert's Corner to Moncton and all intermediate points and return (for freight originating or destined for anywhere on routes applied for north of Shediac).
Rte. No. 15	from Shediac to Port Elgin and all intermediate points and return (for freight originating or destined for anywhere on routes applied for north of Shediac.)
Rte. No. 16	from Port Elgin to Cape Tormentine and all intermediate points and return (for freight orinigating or destined for anywhere on routes applied for north of Shediac).
Rte. No. 16	from Port Elgin to Aulac or New Brunswick-Nova Scotia Border and all intermediate points and return (for freight originating or destined for anywhere on routes applied for north of Shediac).
Rte. No. 2	from Moncton to New Brunswick-Nova Scotia Border and intermediate points and return (for freight originating or destined for anywhere on routes applied for north of Shediac).

Rte. No. 33	from Newcastle to Moncton and all intermediate points and return.
Rte. No. 2	Moncton to Saint John, and return, corridor rights only.
Rte. No. 11	from Quebec-New Brunswick Border to Chatham and all intermediate points and return as well as all off-route points connected thereto and return.
Rte. No. 13	from Pokemouche to Shippegan and all intermediate points and return as well as all off-route points connected thereto and return.
Rte. Unnumbered	Shippegan to Miscou points and all intermediate points and return as well as all off-route points connected thereto and return.
Rte. No. 35	from Losier Settlement to Riordan and all intermediate points and return as well as all off-route points connected thereto and return.
Rte. No. 38	from Campbellton to Dalhousie via Balmoral and all intermediate points and return as well as all off-route points connected thereto and return.

IN THE MATTER of the application of H. Robert Dickinson, Lakeville, N. B., for permission to transfer a portion of his public motor truck license No. 175 Class PC-X-C to Bathurst Transport Ltd., and IN THE MATTER of an order directed to H. Robert Dickinson to shew cause why his said license should not be cancelled.

Appearances: H. Robert Dickinson appeared in person.
E. Neil McKelvey, Esq., Q.C., for Bathurst Transport Co., Ltd.

George F. O'Connell, Esq., on behalf of M & D Transfer Ltd.

J. Turney Jones, Esq., on behalf of Day & Ross Transfer Ltd., contra.

Rodman E. Logan, Esq., for D'Anjou Transport, contra.

This is a remanet from the March meeting at which Mr. Dickinson was given an extension until this meeting to satisfy the Board as to the matter complained of.

Mr. Dickinson having been sworn, stated that the goods in question of Emerson & Fisher Ltd., and Brooke-Bond Canada 1959 Ltd., and Aranoff Bros., had all been returned to the shippers and a claim of Northern Woodstock Rubber Co., in the amount of $103.05 had been paid.

Mr. O'Connell filed a claim of M & D Transfer Ltd., for $176.24 as to which Mr. Dickinson claimed to be entitled to a contra account of about $25.

Mr. Jones called Mr. Joseph Palmer, Secretary-Treasurer of Day & Ross Ltd., who having been sworn stated that his Company operates a daily service from Montreal to Maritimes and an inter-provincial service from Saint John to Edmundston on the latter run about ten truck loads per week are shipped with freight averaging only about 4000 pounds a day while fourteen to eighteen truck loads are shipped from Montreal to the Maritimes.

Ronald M. Davison, General Manager of Robert Davison Transport Reg'd., stated that since March 16th, 1961, he had been operating under temporary license in the terms set out in the H. Robert Dickinson franchise and that this intra-provincial freight had gone from 5000 pounds to 25000 pounds daily; that freight carried under his inter-provincial license would amount to about 35000 pounds weekly and originates in United States, Quebec and Ontario. Also that he had been operating a daily service along the Saint John River Valley from 3000 to 25000 pounds and that considerable demand for his service existed on the route from Campbellton South. Operating under the Dickinson license along with his inter-provincial rights made possible an economical operation which would separately be otherwise uneconomical. If he were not granted a license in these terms the consignees would suffer.

On cross-examination Mr. Davison admitted McClure Transport Ltd., Clowes Transport Ltd., and D'Anjou Transport operated over the routes he was applying to acquire.

The Board approved the application to transfer the operating rights in said license No. 175 to Bathurst Transport Co., Ltd., and was of the opinion that Mr. Dickinson had shown cause why his license should not be cancelled.

IN THE MATTER of the application of H. Robert Dickinson, c/o John B. M. Baxter, 50 Princess Street, Saint John, New Brunswick, Solicitor for the Applicant, for permission to transfer his license as follows:

"TAKE NOTICE that H. Robert Dickinson has applied under the provisions of the Motor Carrier Act for permission to transfer to Robert Davison Transport Reg'd., of Montreal, P.Q., his New Brunswick Motor Carrier Board License bearing the number 175 as amended to date."

Appearances: John B. M. Baxter, Esq., appeared for the applicant.
E. Neil McKelvey, Esq., Q.C., appeared contra for Barnhill's Transfer and Motorways Limited.

George F. O'Connell, Esq., appeared contra for Speedway Express and M. & D. Transfer Ltd.

Rodman E. Logan, Esq., appeared contra for D'Anjou Transport Ltd.

J. Turney Jones, Esq., appeared contra for Day and Ross Transfer Ltd.

Mr. Logan moved to dismiss the application as presented to the Board and Mr. Baxter asked permission of the Board to withdraw the application, with permission to present it at the next meeting of the Board and that a temporary authority be granted to Davison Transport. Mr. Jones claimed that Davison Transport, Reg'd., should not be granted a temporary authority to pick up and deliver.

After hearing counsel the Board granted permission to withdraw the application with permission to apply at the May 18th., meeting of the Board. The Board ordered that the temporary authority granted to Davison Transport be extended until the 20th day of May 1961.

IN THE MATTER of the application of Pearson's Tank Transport, Bath, Carleton County, New Brunswick, c/o John B. M. Baxter, Solicitor for Applicant, 50 Princess Street, Saint John, N. B., for a public motor truck license as follows:

"Class C License: To haul petroleum products for B. A. Oil Company, Ltd., to all points and over all highways in the Province of New Brunswick."

Appearances: John B. M. Baxter, Esq., appeared for the applicant.

Jack Pearson was called as a witness and described the operation which he intended to carry on if granted a license.

After hearing counsel and witness the Board granted the application as follows:

"As a Contract Carrier to haul petroleum products for British American Oil Company, Ltd., to all points and over all highways in the Province of New Brunswick."

Subject to the filing with the Board of a copy of the contract with British American Oil Company, Ltd., and a certificate as to cargo insurance.

IN THE MATTER of the application of Maine Maritime Express Lines Limited, 450 Cumberland Avenue, Hamilton, Ontario, c/o Rodman E. Logan, Esq., P.O. Box 1165, Saint John, N. B., for a public motor truck license as follows:

"To delete the reference to the certificate of the Ontario Highway Transport Board dated 14th. July 1958, and substitute therefore a similar reference to the certificate issued by the said Board on 25th. January, 1961."

Appearances: Rodman E. Logan, Esq., appeared for the applicant. E. Neil McKelvey, Esq., Q.C., appeared contra for Barnhill's Transfer Limited and Motorways (Maritimes) Limited.

George F. O'Connell, Esq., appeared contra for Speedway Express Ltd.

Mr. Logan took objection to the objections which had been filed on behalf of the various parties opposing the application, on the ground that the same were not filed within the time required by the Act, and that neither Speedway Express Ltd., nor Barnhill's Transfer Ltd., nor Motorways (Maritimes) Ltd., has authority to operate in the Province of Ontario.

Ralph Norman Whittaker was called as a witness and stated he was Vice-President and General Manager of Maine Maritime Express Lines Limited and gave evidence as to the operation by his company.

Mr. Eldon Shorey was called as a witness and sworn and stated that he was the Branch Manager of Speedway Express Limited, and testified as to the operation of his company.

Vaughan McAuley was called as a witness and sworn and testified that he is the President and General Manager of McCauley Transfer Ltd., and testified as to the type of operation carried on by his company.

After hearing the evidence the Board reserved decision on this matter and directed that a copy of the transcript of the evidence be procured for the consideration of the Board.

IN THE MATTER of the application of Arthur W. Armitage, 69 Howe Avenue, Halifax, N. S., for a public motor truck license as follows:

"Extra-Provincial contract service for the transportation of perchlorethylene for Canadian Industries Limited to and from all points in New Brunswick to points and places in the Provinces of Nova Scotia and Prince Edward Island as authorized by the appropriate authorities of these Provinces."

Appearances: E. Neil McKelvey, Esq., Q.C., appeared for the applicant.
No one contra.

After hearing counsel the Board approved the application as follows:

"As a Contract Carrier for the transportation of perchlorethylene for Canadian Industries Limited to and from all points in New Brunswick to points and places in the Provinces of Nova Scotia and Prince Edward Island, as authorized by the appropriate authorities of these Provinces.

This approval was granted subject to the company filing with the Board a copy of the contract with the Canadian Industries Limited and also filing with the Board copies of the Extra-Provincial licenses for Prince Edward Island and Nova Scotia within three months from May 2nd, 1961.

IN THE MATTER of the application of Orwell Morrissey, Golden Grove Road, R.R. 4, Saint John, N. B., for a public motor truck license as follows:

"Contract License to haul boxed cartons from Maritime Carton Ltd., to Moncton and also to Amherst, Nova Scotia, from Saint John, New Brunswick over route 2".

Appearances: As no application had been filed with the Board and no appearances made on behalf of the applicant the Board ordered the matter be struck from the docket.

IN THE MATTER of the application of C. L. Carlson, 508 Marborough Avenue, East Saint John, N. B., c/o P.O. Box 1324 Saint John, N. B., for a public motor truck license as follows:

"For a special license for the transportation of mobile homes and travel trailers over all routes and to all points in the Province of New Brunswick inter-provincially as well as intra-provincially".

Appearances: George F. O'Connell, Esq., appeared for the applicant.

Carl L. Carlson, Esq., was called as a witness and testified as to the proposed operation of the company.

After hearing counsel and the witness the Board granted the application as follows:

"For a special license for the transportation of mobile homes and travel trailers over all routes and to all points in the Province of New Brunswick inter-provincially as well as intra-provincially".

This approval is subject to a condition that the applicant obtain the permits required from the Department of Public Works or such other department of the Government as may from time to time be charged with the administration of such matters.

IN THE MATTER of the application of Archibald's Transfer, 118 South Albion Street, Amherst, Nova Scotia, c/o Box 805, Saint John, N. B., for a public motor truck license as follows:

"Contract carrier for the carriage of the products of Canada Packers Ltd., from Amherst, Nova Scotia, to Cape Tormentine, New Brunswick, for furtherance to Prince Edward Island and return over Routes 2 and 16 and return, as a corridor operation only."

Appearances: E. Neil McKelvey, Esq., Q.C., appeared in support of the applicant.

Robert Archibald was called as a witness and sworn and testified as to the contract with Canada Packers Ltd., and also that it is intended to incorporate the company under the name of Archibald's Transfer Ltd., of 118 South Albion Street, Amherst, Nova Scotia, and that he would like the new license to be granted in the name of the company, as the existing business will be carried on in corporate form by the new company.

After hearing counsel and the witness the Board granted a temporary authority as follows:

> "Temporary authority is hereby granted to Archibald's Transfer as a contract carrier for the carriage of the products of Canada Packers Limited from Amherst, N. S., to Cape Tormentine, N. B., for furtherance to Prince Edward Island, as authorized, and return, over Routes 2 and 16 and return, as a corridor operation only.
>
> This authority expires May 5th. 1961."

Also it appeared that there would be a new company known as Archibald's Transfer Ltd., to be incorporated on or about the first day of May, the Board granted the application as follows: By amending the present license to include the following:

> "Class C—As a Contract Carrier for the carriage of the products of Canada Packers Ltd., from Amherst, Nova Scotia to Cape Tormentine, New Brunswick, over Routes 2 and 16 to Prince Edward Island and return, as a corridor operation only."

The Board ordered that license be issued in the name of the corporation on receipt of notice of its incorporation.

IN THE MATTER of the application of Motorways (Maritime) Limited, Alcock and Beaverbrook Streets, Moncton, N. B., and c/o P.O. Box 1324, Saint John, N. B., for a public motor truck license as follows:

"Route 1 from Saint John to St. Stephen for the carriage of nails, bars, rods and wire to St. Stephen."

Appearances: On the request of Mr. George F. O'Connell this application wss permitted to be withdrawn.

IN THE MATTER of the application of Moholland Bros., Inc., Princeton, Maine, U.S.A., per Gilbert, McGloan & Gillis, Solicitors, 22 King Street, Saint John, N. B., for permission to transfer its license No. 402 as follows:

"TAKE NOTICE that Moholland Bros., Inc., has applied under the provisions of the Motor Carrier Act for permission to transfer the license of such licensed Motor Carrier to Ralph E. Curtis & Son Inc."

Appearances: Donald M. Gillis, Esq., Q.C., appeared for the applicant.

No one contra.

After hearing counsel the Board approved the application for the transfer of the license held by Moholland Bros., Inc., to Ralph E. Curtis & Son, under the name of Ralph E. Curtis & Son Inc., a new company to be formed for the purpose of carrying on the previous company in corporate form, as follows:

"For the carriage of fresh and frozen fish, fresh fruits and vegetables and lumber over all highways in New Brunswick."

IN THE MATTER of the application of Gerald C. Sarchfield, Youngs Cove Road, N. B., for a public motor truck license as follows:

"For an extension to existing license to include PC for the carriage of brick, tile and conctere blocks and processed lumber over all highways in the Province of New Brunswick."

Appearances: Henry E. Ryan, Esq., appeared for the applicant.

No one contra.

After hearing counsel the Board granted the application to add to the existing license as follows:

"For the carriage of brick, tile and concrete blocks and processed lumber over all highways in the Province of New Brunswick."

Saint John, N. B.

Sitting—May 18th, 19th, 1961.

REMANETS:

IN THE MATTER of an Order in respect of Ainsley M. Brown and George F. Allen, Saint John, N. B., to shew cause why their public motor bus license No. 547 should not be cancelled, and re an extension of time for a resumption of services to the 1st., day of May, A.D., 1961.

There were no appearances on behalf of the applicant and the Board, after considering the matter, since no cause had been shown why the license should not be cancelled, and evidence by affidavit of resumption, by May 1st., 1961, of satisfactory service not having been filed with the Board on or before May the 6th., 1961, as required by the order of the Board made on April the 21st., 1961 declared that the said license No. 547 had become automatically revoked and cancelled, in accordance with said Order.

IN THE MATTER of the application of Ekco Products Company (Canada) Limited, 376 Birchmount Road, Scarborough, Ontario, for a Public Motor truck license as follows:

"CLASS X—Over all Highways to and from various bakeries for the transportation only of baker's pans pursuant to contracts between the applicant and various bakeries for the glazing of such pans."

Appearances: Ronald G. Lister, Esq., appeared for the applicant.
No one contra.

Mr. Lister claimed that, due to the type of business carried on by the applicant, the application did not come within the provisions of the Motor Carrier Act. He further stated that it was impossible for a representative of the company to be present at this meeting but that if the matter could be set over until the following meeting a representative of the compauy would appear to give evidence as to the operation by the Company.

After hearing counsel the Board set over the application until the June meeting and authorized the issuance of a temporary authority as follows:

"Temporary authority is hereby granted to Ekco Products Company (Canada) Limited, to transport baking pans to and from bakeries over all routes in New Brunswick; and also as a corridor operation for the furtherance of similar products into the Province of Nova Scotia, as authorized, and return.
This authority expires on June 18, 1961."

IN THE MATTER of the application of R. Elroy Haynes, d/b/a Elroy's Transport, 157 Arthur Street, Truro, N. S., for a public motor truck license as follows:

"Refrigeration and general freight service between Nova Scotia and Prince Edward Island passing through and travelling on public highways in the Province of New Brunswick."

Appearances: G. R. Ehrhardt, Esq., appeared in support of the application, and described the proposed operation of the Company.

After hearing the witness the Board granted the application as follows:

"CLASS X: Refrigerated and general freight service between Nova Scotia and Prince Edward Island passing through and travelling on public highways in the Province of New Brunswick."

This license is upon the condition that the licensee file with the Board on or before the 19th., of August 1961, satisfactory evidence that the Province of Nova Scotia and Prince Edward Island have authorized the licensee to engage in inter-provincial traffic in the manner referred to in this license.

IN THE MATTER of the application of Barnhill's Transfer Ltd., Truro, N. S., to amend their present license by deleting the following words:

"This license does not confer on the holder the right to engage in International Commerce."

And to amend the present license to include the following:

"Route 1 from Saint John to St. Stephen for the carriage of nails, bars, rods and wire originating in Nova Scotia to St. Stephen, New Brunswick.

This matter was a remanet from the April meeting of the Board.

The Board having considered the matter granted the application to delete the following words:

"This license does not confer on the holder the right to engage in International Commerce."

The Board also granted the application of the Company to add to its present license as follows:

"Route 1 from Saint John to St. Stephen for the carriage of nails, bars, rods and wire originating in Nova Scotia to St. Stephen, New Brunswick."

IN THE MATTER of the application of Maine Maritime Express Lines, Ltd., Hamilton, Ontario, to amend their license as follows:

"To delete the reference to the certificate of the Ontario Highway Transport Board dated the 14th., of July 1958, and substitute therefor a similar reference to the certificate issued by the said Board on the 25th., of January 1961".

This matter was heard by the Board on April the 20th. and 21st., 1961, and the decision in the matter had been reserved.

The Board after hearing the evidence granted the application of the Company as follows:

"By deleting the reference to the certificate of the Ontario Highway Transport Board dated the 14th.. of July 1958, and substitute therefor a similar reference to the certificate issued by the said Board on the 25th. of January 1961."

IN THE MATTER of the application of William R. Thomas, 238 Gibson Street, Fredericton, New Brunswick, for an extension of his temporary authority to transport for hire under contract with Capital Co-Operative Ltd., of Fredericton, N. B., fertilizer from Saint John, N. B., over routes 2 and 2A.

After considering the matter the Board granted the application as follows:

"Temporary authority is hereby granted to William R. Thomas, 238 Gibson Street, Fredericton, N. B., to transport for hire under contract with Capital Co-Operative Ltd., of Fredericton. N. B., fertilizer from Saint John to Fredericton, N. B., over routes 2 and 2A.

This authority expires June 23, 1961."

IN THE MATTER of the application of John F. Ivory Storage Compnay Inc., 8035 Woodward Avenue, Detroit 2, Michigan, for a public motor truck license as follows:

"To carry Furniture from the United States Border, as authorized, through New Brunswick to Nova Scotia, as authorized, and return."

After considering the matter the Board granted the temporary authority as follows:

"Temporary authority is hereby granted to John F. Ivory Storage Company Inc., of 8035 Woodward Avenue, Detroit 2, Michigan, to carry furniture from the United States Border, as authorized, through New Brunswick to Nova Scotia, as authorized, and return. This authority expires June the 23rd. 1961."

IN THE MATTER of the application of Richard Dean Sparks, Peak's Island, Maine, U.S.A., for a public motor truck license as follows:

"For the carriage of fresh, frozen and salted fish, fresh fruit and vegetables over all highways in New Brunswick with the right to extend beyond the borders of New Brunswick into Nova Scotia, Prince Edward Island and the United States of America, as authorized."

Appearances: Rodman E. Logan, Esq., appeared on behalf of the applicant.

No one contra.

After hearing counsel the Board granted a temporary authority as follows:

"Temporary authority is hereby granted to Richard Dean Sparks to carry for hire fresh, frozen and salted fish, fresh fruit and vegetables over all highways in New Brunswick with the right to extend beyond the borders of New Brunswick into Nova Scotia, Prince Edward Island and the United States of America, as authorized. This authority expires June 23rd. 1961."

IN THE MATTER of the application of C. Murray Davis d/b/a Westfield Express, Westfield, New Brunswick, for a motor truck license as follows:

"To carry general freight over highway No. 2 and 2A from Westfield to the Cities of Lancaster and Saint John and to Brown's Flat in the County of Kings, and Welsford in the County of Queens and return, including all intermediate points."

Appearances: Rodman E. Logan, Esq., appeared in support of the application.

No one contra.

Mr. Logan stated that this was the only local service in the area in question.

After hearing counsel the Board granted a temporary authority as follows:

"Temporary authority is hereby granted to Murray Davis doing business under the firm name of Westfield Express, to carry general freight over highway No. 2 and 2A from Westfield to the Cities of Lancaster and Saint John and to Brown's Flat in the County of Kings, and Welsford in the County of Queens and return, including all the intermediate points.

This authority expires June 23, 1961."

IN THE MATTER of the application of Port Daniel Fish & Fruit Transport Reg'd., Port Daniel Station, Quebec, for a public motor truck license as follows:

"For the transport for hire of fresh and frozen fish, fresh fruits and vegetables, over all routes in New Brunswick from the Province of Quebec, as authorized, into, through and out of the Province of New Brunswick into the United States of America, as authorized and return."

Appearances: Rodman E. Logan, Esq., for the applicant.

No one contra.

After hearing counsel a temporary authority was issued to the applicant as applied for, to expire on June 23rd. 1961."

IN THE MATTER of the application of Lange L. Albert, Welsford, New Brunswick, for a public motor truck license as follows:

"To carry for hire the products of Joseph A. Likely Ltd., of Saint John, New Brunswick, over all highways in the Province of New Brunswick."

Appearances: Ronald G. Lister, Esq., for the applicant.
No one contra.

After hearing counsel the Board granted a temporary authority as applied for, to expire on June 23rd. 1961."

IN THE MATTER of the application of Myles Charlton, Hoyt Station, Sunbury County, New Brunswick, for a public motor truck license as follows:

"To transport for hire fertilizer, agricultural lime and farm products for farmers, and to transport under contract for SMITH & KIRKPATRICK, Hardware Merchants of Hoyt, N. B., hardware and building supplies over routes 28, 2 and 2A from Hoyt to Saint John and return, and from Hoyt to Fredericton over routes 28 and/or 2A, 2 and return."

Appearances: Murray Smith of Smith & Kirkpatrick, appeared in support of the application.
No one contra.

Upon hearing the witness, the Board issued a temporary authority as applied for, to expire on June 23rd., 1961.

IN THE MATTER of the application of Cecil Sproul, Lower Hanesville, New Brunswick, for a public motor truck license as follows:

"To transport for hire fertilizer, lime and farm products from Saint John to Millville, York County, New Brunswick, via routes 2, 2A, and 24, and return, including intermediate points.

To transport for hire oil and D.D.T. for Forest Protection Limited of Campbellton, New Brunswick, over all routes in the Province of New Brunswick."

After considering the matter the Board granted a temporary authority as applied for, to expire on June 23rd., 1961.

IN THE MATTER of the application of H. Robert Dickinson, Lakeville, N. B., c/o John B. M. Baxter, Solicitor for the Applicant, 50 Princess Street, Saint John, New Brunswick, for permission to transfer a portion of his motor truck license No. 175, as follows:

"Take notice that H. Robert Dickinson has applied under the Provisions of the Motor Carrier Act for permission to transfer to Robert Davison Transport, Reg'd., his New Brunswick Motor Carrier Board License bearing the Number 175 and being Class PC for the carriage of general freight from:

The New Brunswick-Quebec Border to Saint John over highways 2 and 2A; from Perth to Grand Falls via Plaster Rock on highway 22; from Woodstock to Centerville on highway 42 and all intermediate points and return."

Appearances: John B. M. Baxter, Esq., for the applicant.
George F. O'Connell, Esq., contra for Speedway Express Limited.

Rodman E. Logan, Esq., contra for D'Anjou Transport Ltd.

J. Turney Jones, Esq., contra for Day & Ross Transfer/Ltd.

Ronald G. Lister, Esq., contra for Barnhill's Transfer Ltd., Motorways (Maritimes) Limited, Beaudet & Cie, Limitee, and McAuley's Transfer Limited.

AND ALSO in the matter of the application of Robert Davison Transport Reg'd., Port au Pique, N. S., c/o John B. M. Baxter, Solicitor for the applicant, 50 Princess Street, Saint John, New Brunswick, for a public motor truck license as follows:

CLASS PC-X License for the carriage of general freight from the New Brunswick-Quebec Border over the following New Brunswick highways together with intermediate points and return:

Routes 2 and 2A to Saint John.
Route 22 Perth to Grand Falls via Plaster Rock.
Route 42 Woodstock to Centreville.
Routes 8 and 11 Fredericton to Bathurst.

Route 11 Bathurst to Tide Head.
Route 13 Pokemouche to Shippegan.
Route 35 Losier Settlement to Riordan.
Routes 11 and 12 Newcastle to St. Margaret's.
Route 37 Chatham to Loggieville.

Appearances: As in aforegoing application of H. Robert Dickinson.

All parties having agreed that these two applications would be heard together, the evidence was taken by the stenographer and the transcript is on file in the office of the Board. An assignment is respect of the first application was filed.

A brief summary of the evidence is as follows:

H. Robert Dickinson stated that he had been operating as a Motor Carrier since 1952 and had carried on a regular service until his operation had been recently taken over by Robert Davison Transport Reg'd. Daily trips had been made on the Saint John River Valley routes until Davison Company took over, then two or three times per week, but at no time had his operation been abandoned. His daily volume over routes 2 and 2A averaged about 10,000 pounds per day: Perth to Grand Falls routes averaged 25,000 pounds per week, and from Woodstock to Centreville about 10,000 pounds per week. He stated the operation would be more profitable if unified with an Inter-Provincial Carrier: he was not selling for profit only, as he was in debt and wanted to raise money for payment of creditors. Mr. Dickinson stated that although certain Carriers were operating on certain routes on the North Shore area, some areas in the North Shore did not have Carriers available and there was need for further Carriers.

Cross-examination by Mr. O'Connell:

Witness stated that he had carried inter-provincial freight received by him at Lakeville or Saint John from licensed inter-provincial carriers, but he did not carry such freight to the borders of the Province; further, he had made a profit on the Saint John River route but lost money on the North Shore routes.

Cross-examination by Mr. Logan;

Witness stated that he had been employed by Robert Davison Transport Reg'd., since it had been operating under a temporary license. Mr. Logan raised the question whether the Dickinson license No. 175 had been exercised within the past two months.

Cross-examination by Mr. Baxter:

Witness stated that he had interlined with D'Anjou Transport Limited, to have them carry freight to Clair.

Cross-examination by Mr. Jones:

The witness stated that he had made from two to four trips per week since the end of December, averaging about 50,000 pounds per week. He had carried during 1961 for all persons whose letters had been filed with the Board; an application for a Motor Vehicle License for one tractor had been withdrawn recently because of an N.S.F. cheque given for the license and one pay cheque had been returned N.S.F.

Ronald Davison of Robert Davison Transport Reg'd., sworn, stated: 10 to 15% of the Company's operation was inter-provincial and the remainder intra-provincial; shippers informed him that they had no difficulty arranging shipment of truck-load lots but had difficulty with less than truck-load lots; his Company has terminals in Quebec, Nova Scotia, Prince Edward Island and at Lakeville, New Brunswick, and he believed that shippers would benefit from having an intra-provincial service provided by him.

Cross-examination by Mr. O'Connell:

The witness stated that service to Sydney, Nova Scotia, had been provided since 1956 and is now provided to Annapolis Valley five times a week, and to certain other points of Nova Scotia and Quebec daily; all units, except one, were insulated, or refrigerated, or heated where necessary.

Cross-examination by Mr. Jones:

The witness stated that if he was granted an intra-provincial license, he was aiming at a 50% increase in quantity, as well as improvement in quality of service, fifteen to eighteen cheques were issued without being signed for the pay day of April 18th.

Cross-examination by Mr. Lister:

To provide adequate daily service to the Newcastle, Bathurst and Chatham area would require two or three strong companies; the witness replied that public convenience and necessity would be better served by two carriers.

Mr. Jones called a witness Mr. Joseph Palmer, Secretary-Treasurer of Day and Ross Transfer Company, who, having been sworn, stated that his Company was able to obtain full loads out of Montreal, but the return of general freight was small and that during the summer months return runs to Montreal were empty, that there was no need of further services being allowed, as the effect of the same would be only to divide up the existing freight. On cross-examination by Mr. J. B. M. Baxter, the witness stated; That his Company interlined with Robert Dickinson for the Bathurst area as need arose. Witness stated that his Company carried general freight from Montreal area, Sherbrooke and East Angus, P.Q.

Charles Palmer of Speedway Express Limited, called as a witness by Mr. O'Connell, having been sworn, stated that; His company could not provide daily service on the North Shore routes on traffic of 10,000 lbs per day and this amount of freight on the run from Saint John to Edmundston would be marginal; the Speedway Company interlined with Smith Transport (Maritime) Ltd., for North Shore points and would not interline with Robert Davison Transport Reg.d., because of its financial condition; Speedway could carry more freight to Quebec and granting the application would mean further division of traffic.

Cross-examination by Mr. Baxter;

Witness could not say whether the addition of further carriers had in the past affected Speedway business; Speedway had used Dickinson's services in the past but lost customers as a result; Speedway had operated to capacity for about three weeks in the previous winter.

Mr. J. Nevin Burnham, called as a witness by Mr. O'Connell, sworn, stated that;

He is a Chartered Accountant practising since 1951; in his opinion the financial statement of the Davison firm (Exhibit 5) indicates a poor, probably dangerous position; this company is under-capitalized and depreciation on equipment estimated at $21,000. is not shown on the statement.

Cross-examination by Mr. Baxter;

Low current ratio of assets to liabilities could be peculiar to the trucking industry. Depreciation should be calculated at 25% in a straight line.

Jules Beaudet, called by Mr. Lister, sworn, stated that;

He is an employee of Beaudet & Cie Limitee, which has operated for twenty years in Restigouche, Gloucester and Northumberland Counties over the same routes as his company received from Bathurst Transport Company Limited and intends to establish a regular daily service in six months; the Beaudet Company could not make a profit if these applications were granted.

Vaughan McAuley, Manager of McAuley's Transfer Limited, called as a witness by Mr. Lister, sworn, stated that;

Since the Davison Company had obtained its temporary authority it had carried freight for a shipper for whom he carries; granting the application would further divide up freight.

After hearing counsel and the witnesses the Board granted a temporary authority to Robert Davison Transport Reg'd. as follows:

"Temporary authority is granted for the carriage of general freight as follows:

PC—Intra-Provincial;

From the New Brunswick-Quebec Border to Saint John over highways 2 and 2A.

From Perth to Grand Falls via Plaster Rock over highway 22.

From Woodstock to Centreville over highway 42.

From Newcastle to Tide Head over highways 8 and 11.

From Pokemouche to Shippegan over highway 13.

From Losier Settlement to Riordan over highway 35.

Routes 11 and 12, Newcastle to St. Margarets.

Route 37, Chatham to Loggieville.

The above to include intermediate points and return.

This authority expires the 18th of June 1961.

The above routes are included in the License of H. Robert Dickinson which Robert Davison is negotiating to purchase."

Final decision by the Board in these two matters was reserved.

IN THE MATTER of the application of Wormell's Express, per Mildred E. Wormell, St. Stephen, New Brunswick, for a public motor truck license as follows:

"To amend existing License Class PC-F 222 by substituting the following;

For the carriage of goods for Canada Packers Ltd., only from Saint John to St. Andrews, St. Stephen and Milltown over routes 1 and 3 and intermediate points thereon.

FOR:

For the carriage of goods for Canada Packers Ltd., only from McAdam via Harvey and St. Stephen to St. Andrews over routes 4, 3 and 1 including intermediate points thereon."

Appearances: Frederick Nicholson, Esq., appeared for the applicant.
No one contra.

After hearing counsel the Board granted the application as follows: By deleting the words as follows:

"For the carriage of goods for Canada Packers Ltd., only from McAdam via Harvey and St. Stephen to St. Andrews over routes 4, 3 and 1 including intermediate points thereon."

And substituting therefor the words:

"For the carriage of goods for Canada Packers Ltd., only from Saint John to St. Andrews, St. Stephen and Milltown over routes 1 and 3 and intermediate points thereon."

IN THE MATTER of the application of Vet's Transfer of New Glasgow Ltd., 675 Trenton Road, New Glasgow, N. S., per Rodman E. Logan, Barrister and Solicitor, P. O. Box 1165, Saint John, New Brunswick, for a public motor truck license as follows:

"Class C. License as follows:

For the carriage of goods for Sobey's Stores Limited to and from its branches at Chatham, Newcastle and Campbellton, New Brunswick."

Appearances: Rodman E. Logan, Esq., appeared in support of the application.
J. C. Keating, Esq., contra, for Maritime Forwarding Limited.

After hearing counsel the Board approved the application as applied for.

IN THE MATTER of the application of S. S. Baird & Sons, 350 York Street, Fredericton, N. B., c/o John B. M. Baxter, Solicitor for the applicant, 50 Princess Street, Saint John, New Brunswick, for a public motor truck license as follows:

"Class X-S License; For the carriage of processed lumber, wood chips, salt, sand, cement, steel, heavy machinery, concrete pipe, beams and panels and all material and equipment pertinent to the heavy construction industry, over all highways and to all points in the Province of New Brunswick, also to the New Brunswick-Quebec and Maine, New Brunswick-Prince Edward Island, New Brunswick-Nova Scotia Borders and return."

AND ALSO:

Class X-S License: For the carriage of processed lumber, salt and heavy machinery over all highways and to all points in the Province of New Brunswick, also to the New Brunswick-Quebec and Maine, New Brunswick-Prince Edward Island, New Brunswick-Nova Scotia Borders and return."

Appearances: John B. M. Baxter, Esq., in support of the application.

George F. O'Connell, Esq., contra for Speedway Express Limited, and Ray's Transport Limited.

Ronald G. Lister. Esq., contra for Border Express Ltd., Motorways (Maritime) Ltd., Barnhill's Transfer Limited and Cole's Express.

The second part of the above application was withdrawn.

Counsel for the applicant asked for the first part of the application be amended to read as follows:

"Class PC-X-S License.

For the carriage of processed lumber, wood chips, salt, sand, cement, steel, heavy machinery, concrete pipe, beams and panels and all commodities, the transportation of which because of size and weight requires the use of special equpiment. Also related machinery parts and related contractor's materials and supplies, when their transportation is incidental to the transportation by carrier of commodities which by reason of size or weight requires special equipment, over all highways and to all points in the

Province of New Brunswick, also the New Brunswick-Quebec and Maine, New Brunswick-Prince Edward Island, New Brunswick-Nova Scotia Borders and return."

The amendment was allowed. Seven letters were filed indicating demand for services.

Cedric Baird gave evidence in support of the application as to low bed floats and other special equpiment used by the applicant and as to requests for the applicant to haul processed lumber to the United States, sand and salt for the City of Fredericton, steel for York Structural Steel Ltd., and to haul wood chips in regular dump trucks.

Lewis Stoddard, Manager of Ray's Transport, sworn, stated; that his Company hauled lumber to the United States, usually had one unit idle and could haul more if available.

In view of the amendment of the application Mr. O'Connell withdrew the objection of Speedway Express Limited and Mr. Lister all objections except that of Border Express Ltd.

After hearing counsel the Board granted the application as amended as set out above.

IN THE MATTER of the application of Gordon T. Moore, Hoyt, Sunbury County, New Brunswick, c/o P.O. Box 805, Saint John, New Brunswick, for a public motor truck license as follows:

"Class PC-X—Over all roads in New Brunswick for the carriage only of;—

(a) concrete pipe, structural steel and reinforcing steel for Joseph A. Likely, Limited and Consolidated Steel Corp., Ltd. only:

(b) lumber and wood chips

(c) fresh fruit and vegetables.

Class C: Over all highways in the Counties of York, Sunbury, Queens, Kings and Saint John for the transportation of beer under contract with Moosehead Breweries Limited from Lancaster, New Brunswick to points in the Counties of York, Sunbury, Queens and Kings."

Appearances: E. Neil McKelvey, Esq., Q.C., in support of the application.

George F. O'Connell, Esq., contra for Ray's Transport Ltd.

Gordon T. Moore, Esq., Hoyt, New Brunswick, described the operation intended to be carried on.

Mr. O'Connell later advised the Board that he was withdrawing his objection to the application.

After hearing counsel and the witness the Board granted the application as follows:

"CLASS PC-X

Over all roads in New Brunswick for the carriage of:

(a) concrete pipe, structural steel and reinforcing steel for Joseph A. Likely, Limited and Consolidated Steel Corp., Ltd. only.

(b) lumber and wood chips

(c) fresh fruit and vegetables.

CLASS C:

Over all highways in the Counties of York, Sunbury, Queens, Kings and Saint John for the transportation of beer under contract with Moosehead Breweries Limited from Lancaster, New Brunswick, to points in the Counties of York, Sunbury, Queens and Kings."

IN THE MATTER of the application of Ralph G. Mersereau, Hoyt, Sunbury County, N. B., c/o P.O. Box 805, Saint John, New Brunswick, for a public motor truck license as follows:

"CLASS C-X—Over all roads in New Brunswick for the carriage of goods for Joseph A. Likely, Limited, Saint John, New Brunswick.

CLASS PC-X—Over all roads in New Brunswick for the carriage of structural steel and reinforced concrete beams only."

Appearances: Ronald G. Lister, Esq., appeared for the applicant. No one contra.

Ralph Gordon Mersereau, was called as a witness and sworn and testified as to the type of operation he wished to carry on.

Counsel requested inter-provincial rights into Nova Scotia and Prince Edward Island.

After hearing counsel and the applicant, the Board granted the application as follows:

"CLASS C-X—Over all roads in New Brunswick for the carriage of goods for Joseph A. Likely, Limited, Saint John, New Brunswick, and for furtherance into the Provinces of Nova Scotia and Prince Edward Island, as authorized, and return.

CLASS PC-X:—Over all roads in New Brunswick for the carriage of structural steel and reinforced concrete beams only, and for furtherance into the Provinces of Nova Scotia and Prince Edward Island, as authorized, and return.

IN THE MATTER of the application of John Kozak, 86 Matheson Street, Campbellton, New Brunswick, for a public motor truck license as follows:

"For Class C—contract license for Fraser Companies Limited from points in the City of Campbellton in the County of Restigouche and Province of New Brunswick to Atholville in the County and Province aforesaid over Route No. 11."

After consideration the Board declared that Atholville and the area between its boundaries and the boundaries of the City of Campbellton including Rte 11 were contiguous areas to the City of Campbellton and as such common carriers would not require a Motor Carrier License to operate therein;

IN THE MATTER of the application of John Wright, 29½ Elm Avenue, Charlottetwon, P.E.I., for a public motor truck license as follows:

"Class C—From Cape Tormentine, N. B., via Port Elgin, Shediac to Moncton, New Brunswick by a Class C contract license with pick up and drop off privileges enroute."

Appearances: George F. O'Connell, Esq., appeared in support of the application.
No one contra.

After hearing counsel the Board granted the application as follows: "Class C—From Cape Tormentine, N. B., via Port Elgin, Shediac to Moncton, New Brunswick under contract with Canada Packers Limited with pick up and drop off privileges enroute.

NOTE: This license is granted upon the condition that certified or photostatic copy of Motor Carrier license issued by the appropriate authorities for the Province of Prince Edward Island be filed with this Board within four months from the date hereof and upon failing such filing this license shall expire on the expiration of such four months."

IN THE MATTER of the application of Ray's Transport Ltd., Chamcook, Charlotte Co., N. B., % P.O. Box 1324, Saint John, New Brunswick, for a public motor truck license as follows:

"To amend Motor Carrier Board License No. 362 by adding thereto 'over all highways and to all points in New Brunswick for the carriage of concrete pipe for Joseph A. Likely Ltd.' ".

Appearances: George F. O'Connell, Esq., in support of the application.
E. Neil McKelvey, Esq., Q.C., on behalf of Ralph Mersereau.
Lewis Stoddard was called as a witness by Mr. O'Connell.

After having heard counsel and the witness the Board granted the application as follows:

By amending the present license by adding the words "over all highways and to all points in New Brunswick for the carriage of concrete pipe for Joseph A. Likely Ltd."

This application was approved subject to the filing of a letter from Joseph A. Likely, Limited showing that they wish and intend to use the trucking service of the applicant.

IN THE MATTER of the application of Ira M. Farrell, 12 Starrett Street, Houlton, Maine, for a public motor truck license as follows:

"Class X—Fresh and frozen fish, Lobster, Shell Fish. Berries from Bathurst, Newcastle, New Brunswick to United States over Route 8, Fredericton to Houlton, Maine."

Permit No. 415 to cover Newcastle and Bathurst, New Brunswick."

Appearances: John B. M. Baxter, Esq., appeared for the applicant.

No one contra.

After hearing counsel the Board granted the application as follows: "For the carriage of fresh and frozen fish, including lobsters and shell fish, fresh fruit and vegetables over the following New Brunswick routes with intermediate points and return:

Route 17 St. Leonards to Campbellton.

Route 8 Fredericton to Bathurst.

Route 11 Campbellton to Bathurst."

IN THE MATTER of the application of Harley Geldart, Riverview Heights, Westmorland County, New Brunswick, c/o P.O. Box 805, Saint John, New Brunswick for approval of certain changes in his tariff of passenger fares relating to his Moncton, Gunningsville and Coverdale Motor Bus License.

"The proposed changes are as follows:

(a) An increase of five cents on every one way fare.

(b) A restriction in school passes and workers passes presently entitling the holder thereof to twenty rides for $2.50 that the same shall be valid for 15 days only from the date of issue.

(c) To reduce from eight to six the number of straight fare tickets to be purchased for $1.00.

(d) To restrict the free carriage of children to children of four years of age and under."

Appearances: E. Neil McKelvey, Q.C., and Ronald G. Lister, Esq., appeared for the applicant.

Harley Geldart was called as a witness and described the operation of the bus line.

The financial statement for the year ending August 31st, 1961 was filed.

After hearing counsel and the witness the Board granted the application, subject to filing proof of publication and posting. Necessary documents having been filed the following order was later made.

MOTOR CARRIER BOARD

PROVINCE OF NEW BRUNSWICK

IN THE MATTER of the application of Harley Geldart for approval of certain changes in his tariff of passenger fares relating to his Moncton, Gunningsville and Coverdale Motor Bus License.

ORDER

Harley Geldart having petitioned this Board for approval of certain changes in his tariff of passenger fares relating to his Moncton, Gunningsville and Coverdale motor bus license; AND A HEARING having been held by this Board at the City of Saint John on the 19th day of May, 1961;

UPON HEARING the evidence adduced at the said hearing, and upon hearing E. Neil McKelvey, counsel for the said Harley Geldart, in support of the petition and no one contra;

THIS BOARD DOTH ORDER that, from and after the 19th day of May, 1961, the applicant may increase the tariff of passenger fares relating to his Moncton, Gunningsville and Coverdale motor bus license in the Province of New Brunswick as follows;

(a) An increase of five cents on every one way fare.

(b) A restriction on school passes and workers passes presently entitling the holder thereof to twenty rides for $2.50 that the same shall be valid for fifteen days only from the date of issue.

(c) To reduce from eight to six the number of straight fare tickets to be purchased for $1.00.

(d) To restrict the free carriage of children to children of four years of age and under.

DATED at the City of Saint John, this 27th day of June, 1961.

BY THE BOARD.

Kenneth P. Lawton,
Secretary.

IN THE MATTER of the application of Lionel Sirois of St. Basile, New Brunswick, to transfer his bus franchise and license to Gerald Voisine.

As neither party appeared at the meeting of the Board, the Board ordered that the matter be set over until the next meeting of the Board to be held on June the 15th, 1961, and that the Secretary notify the applicant to be present.

IN THE MATTER of the application of E. W. Lancaster Company Limited to transfer their license to Lancaster Moving and Storage Limited.

No representatives appeared at the meeting of the Board, and the Board ordered that the matter be set over until the next meeting to be held on June the 15th, 1961, and that the Secretary notify the applicant to arrange for evidence to be given.

IN THE MATTER of a complaint by Simpson's Transfer against Clowes Transport Limited.

Appearances: Rodman E. Logan, Esq., appeared for Simpson's Transfer Ltd.
John B. M. Baxter, Esq., for Clowes Transport Limited.

The Board was advised that the matter had been settled and permission was requested to withdraw the complaint.

After hearing counsel the Board granted permission to withdraw the complaint.

IN THE MATTER of the application of Darrell Caldwell, Florenceville, N. B., c/o P.O. Box 805, Saint John, N. B., for a public motor truck license as follows:

"over all roads in New Brunswick for the carriage of lumber only."

Appearances: E. Neil McKelvey, Esq., Q.C., and Ronald G. Lister, Esq., appeared in support of the application.
No one contra.

After hearing counsel the Board granted the application as follows: "CLASS PC-X—Over all roads in New Brunswick for the carriage of lumber only."

Saint John, N. B.
Sitting, June 15—16, 1961

IN THE MATTER of the application of Ekco Products Company (Canada) Limited, 376 Birchmount Road, Scarborough, Ontario.

This is a remanet from the May meeting of the Board.

Appearances: Donald G. Lister, Esq., appeared for the applicant, and advised the Board that a representative of the Company was unable to be present at this meeting and requested that the matter be set over until the next meeting of the Board.

After hearing counsel the Board ordered that the matter be set over until the next meeting of the Board to be held on July 20th., and that a representative of the Company be present to give evidence.

IN THE MATTER of the application of Lionel Sirois, Parish of St. Basile, Madawaska County, New Brunswick, to transfer his bus license to Gerald Voisine, Parish of St. Basile, Madawaska County.

This is a remanet from the May meeting of the Board.

Appearances: Daniel A. Riley, Esq., appeared for the applicant.

No one contra.

Lionel Sirois was called as a witness and testified as to the operation of the bus line and the reasons for the application to transfer the franchise to Gerald Voisine.

After hearing counsel and the witness the Board granted the application and directed that an up-to-date tariff and schedule and evidence of insurance be filed with the Board.

IN THE MATTER of the application of E. W. Lancaster Company Ltd., 1131 Crawford Avenue, Windsor, Ontario, to transfer its license to Lancaster Moving and Storage Limited, P.O. Box 256, Malton, Ontario.

This is a remanet from the May meeting of the Board.

Appearances: George F. O'Connell, Esq., appeared in support of the application.

No one contra.

After hearing counsel and as all documents required by the Board had been filed, the Board approved the application.

IN THE MATTER of the application of Cecil Sproul, Lower Hanesville, New Brunswick, for an extension of a temporary authority granted on May the 25th, 1961.

As there was no appearance on behalf of the applicant the Board ordered the matter struck from the docket.

IN THE MATTER of William R. Thomas, 238 Gibson Street, Fredericton, N. B., for an extension of the temporary authority granted on May the 25th. 1961.

As there was no appearance on behalf of the applicant, the Board ordered the matter struck from the docket.

IN THE MATTER of the application of Renauld Galipeau, 15 Fraser Street, Sherbrooke, Quebec, for a temporary authority.

Appearances: Ronald G. Lister, Esq., appeared for the applicant.
John B. M. Baxter, Esq., contra, for McClure Transport Ltd.

After hearing counsel the Board denied the application on the grounds that no evidence had been shown of emergency or necessity.

IN THE MATTER of the application of John F. Ivory Storage Company Inc., 8035 Woodward Avenue, Detroit, Michigan.

Appearances: John B. M. Baxter, Esq., in support of the Application.

No one contra.

After hearing counsel the Board refused the application.

IN THE MATTER of the application of Richard Dean Sparks, Peak's Island, Maine, U.S.A.

Appearances: Rodman E. Logan, Esq., in support of the application.

Ronald G. Lister, Esq., contra, for Cole's Express Inc., Bangor, Maine, and Border Express Inc., Bangor, Maine.

Rodman E. Logan advised the Board that he had received no instructions from his client.

After hearing counsel the Board refused the application for an extension of the temporary authority.

IN THE MATTER of the application of Howard F. Smith, Peak's Island, Maine, U.S.A., for a temporary authority.

Appearances: Rodman E. Logan, Esq., appeared for the applicant.
No one contra.

After hearing counsel the Board granted the temporary authority as requested, as follows:

> "Temporary authority is hereby granted to Howard F. Smith to carry for hire fresh, frozen and salted fish (but limited to fish used for bait and not for human consumption), fresh fruit and vegetables over all highways in New Brunswick with the right to enter beyond the borders of New Brunswick into Nova Scotia, Prince Edward Island and the United States of America, as authorized".

IN THE MATTER of the application of Archibald Transfer Ltd., 118 South Albion Street, Amherst, Nova Scotia, for an extension of their temporary authority.

Appearances: Ronald G. Lister, Esq., in support of the application.

After hearing counsel the Board granted an extension of the temporary authority until the next meeting of the Board to be held on July 20th. 1961, on the understanding that application be made for license to be heard at the next meeting of the Board.

IN THE MATTER of the application of W. J. J. Robichaud, Shippegan, New Brunswick, for a temporary authority.

After consideration the Board granted a temporary authority to expire on the 20th. day of July 1961, as follows:

> "Temporary authority is hereby granted to W. J. J. Robichaud of Shippegan, N. B., to carry, for hire, meat from the Province of Quebec, as authorized, to enter New Brunswick at Metapedia, and thence over Route 11 and 8 to Newcastle, and from Newcastle over Route 12 to Chatham and immediate points.
>
> This authority will expire on July 20th. 1961."

IN THE MATTER of the application of C. Murray Davis d/b/a Westfield Express, Westfield, R.R. No. 2, Kings County, N. B.

Appearances: Rodman E. Logan, Esq., appeared for the applicant.

No one contra.

After hearing counsel the Board ordered that the licensing provisions of the Motor Carrier Act shall not apply to motor vehicles used for local delivery from the Woodman's Point and the Westfield areas in Kings County, New Brunswick, to the Cities of Saint John and Lancaster, New Brunswick, both inclusive and intermediate points and return.

Although the order exempts the vehicles of the applicant from the provisions of the Act the Board will expect that Mr. Davis will carry PL, PD and Cargo Insurance in line with the minimum requirements as set out in the Regulations.

IN THE MATTER of a letter from Murphy, Murphy & Mollins, Barristers and Solicitors, Bank of Nova Scotia Building, Moncton, N. B., re Lane's Bakeries Limited.

After considering the letter from the above named solicitors the Board ordered that the provisions of the Motor Carrier Act shall not apply to motor vehicles owned by Lane's Bakeries Limited by reason only of them being used as a public motor truck for the carrying of newspapers published by the New Brunswick Publishing Company (The Telegraph-Journal) and/or The Moncton Publishing Company (Moncton Daily Times).

IN THE MATTER of a letter from Mackay Forest Products Ltd., Saint John, New Brunswick, with reference to tariffs.

The Board instructed the Secretary to write to the above named Company advising them of the Regulations with respect to tariffs.

IN THE MATTER of the application of Pearson's Tank Transport, Bath, Carleton County, New Brunswick.

Appearances: John B. M. Baxter, Esq., for the applicant.

No one contra.

Mr. Baxter presented a letter from The British American Oil

Company which was considered acceptable by the Board as a contract and the Board authorized the issuance of a contract license to the applicant as follows:

> "As a Contract Carrier to haul petroleum products for B.A. Oil Company, Ltd., to all points and over all highways in the Province of New Brunswick."

IN THE MATTER of the application of Bishop's Transport, per Henry Lawrence Bishop, Summerside, Prince Edward Island, for a public motor truck license as follows:

> "Between Moncton and Prince Edward Island via Sackville and/or Shediac, Classes PC and C., Highway routes Nos. 16, 15 and 2. Also Trans Canada.

Appearances: Donald M. Gillis, Esq., Q.C., for the applicant.
E. Neil McKelvey, Esq., Q.C., contra for Keith McKinnon Transport.

Henry Lawrence Bishop was called and testified as to the type of operation he proposed to carry on.

The evidence is summarized as follows:

The witness stated that he resided in Summerside, P.E.I., and wished to carry produce from Prince Edward Island to Moncton, N. B., and soap back under a contract with Proctor & Gamble Company of Canada, Limited, which was filed with the Board; also that there are no other motor carriers resident in Prince County and that he planned to provide service three times per week.

Mr. Bishop stated that he had not canvassed any customers of McKinnon Transport nor Howard Transport and would deliver and pick-up in New Brunswick only in Moncton and Sackville; also that he had applied to the Prince Edward Island authorities for a license and knew of no objection.

Cross-examination by Mr. McKelvey:

The witness admitted that the merchandise carried for the Proctor & Gamble Company was consigned to him but in fact was delivered to different merchants. He neither paid nor collected for the goods and was paid the freight by the Proctor & Gamble Company. Since November 1960 witness had carried eggs, butter, cheese, potatoes and fresh vegetables to Moncton and Sackville and carried for Amalgamated Dairies and Provincial Auto Parts and irregularly for Campbell and Burns.

On re-examination he stated that he would like to be authorized to carry all products.

Mr. McKelvey called as a witness Keith McKinnon, proprietor of Keith McKinnon Transport.

Mr. McKinnon stated that he had since about 1953 been operating a daily service to Saint John and three or four times per week from Moncton to Prince Edward Island; that he operated six tractor-trailers units and nine straight trucks and has warehouses at Saint John Halifax and Charlottetown and a phone service at Moncton; his load factor is only 40 to 50% of capacity and many other carriers operate from New Brunswick to Prince Edward Island; also that he serves the Summerside area and the granting of the application would interfere with his operations.

Mr. Gillis on cross-examination.

The witness stated that he had loads to Summerside about five days per week with a 75% load factor and one unit standing idle.

Hudson, Bowley, Proprietor of Bowley's Transport called as a witness by Mr. McKelvey stated:

That he provided a daily service between Moncton, N. B., and Prince Edward Island with five tractors, four trailers and a straight truck; the load factor is 75% with one tractor-trailer unit available at all times; he provides pick-up and delivery service to Summerside and granting the application would mean the applicant would pick-up at the same warehouses and deliver to the same consignees; he has no warehouse in Summerside.

After hearing counsel and the witnesses the Board granted the application as follows:

"Class C—X; Between Moncton and Prince Edward Island via Sackville and/or Shediac over Routes Nos. 16, 15 and 2; also Trans-Canada Highway and return.

To carry under contract with THE PROCTOR & GAMBLE COMPANY OF CANADA, LIMITED, their soap products from Moncton, New Brunswick to Prince Edward Island over the above mentioned routes."

IN THE MATTER of the application of Myles Charlton, Hoyt Station, Sunbury County, N. B., for a public motor truck license as follows:

"Class PC—To transport for hire fertilizer, agricultural lime and farm products for farmers, and to transport under contract for SMITH & KIRKPATRICK, hardware merchants, of Hoyt aforesaid, hardware and building supplies over routes 28, 2 and 2A from Hoyt to Saint John and return, and from Hoyt to Fredericton over routes 28 and/or 2A, 2 and return."

Appearances: The applicant appeared in person.

Murray Smith of Smith & Kirkpatrick was called as a witness for the applicant. A contract with Smith & Kirkpatrick was filed.

After hearing the applicant and the witness the Board granted the application as follows:

"Class PC—C: To transport for hire fertilizer, agricultural lime and farm products for farmers, and transport under contract for SMITH & KIRKPATRICK, hardware merchants, of Hoyt aforesaid, hardware and building supplies over routes 28, 2 and 2A from Hoyt to Saint John and return, from Hoyt to Fredericton over routes 28, and/or 2A, 2 and return."

IN THE MATTER of the application of Port Daniel Fish & Fruit Transport Reg'd., per J. W. L. Journeaux, Port Daniel Station, Quebec, for a public motor truck lincese as follows:

"Fresh and frozen fish, fresh fruit and vegetables over all routes in the Province of New Brunswick and from the Province of Quebec, as authorized, into the United States of America, as authorized, and return."

Appearances: Rodman E. Logan, Esq., for the applicant.
No one contra.

Mr. Journeaux gave evidence as to his proposed operation.

After hearing counsel for the applicant, the Board granted the application as follows:

"CLASS X:

For the carriage of fresh and frozen fish, fresh fruit and vegetables over all routes in the Province of New Brunswick and from the Province of Quebec, as authorized, into the United States of America, as authorized, and return."

The continuance of this License after the expiration of six months from the date hereof is conditional upon the issuing within the said period by the Transportation Board of the Province of Quebec of a permanent License.

NOTE: A copy of the Quebec License was filed with the Board and as of the 16th day of November 1961, a further License was issued to the applicant with the condition deleted.

IN THE MATTER of the application of Everett Kennedy Ltd., Auld's Cove, Nova Scotia, for a public motor truck license as follows:

"CLASS PC-X;

For the carriage of fresh and frozen fish, fresh fruit and vegetables from the Nova Scotia Border to the United States Border and return over routes 2, 1, 3, 4, and 2A with pick-up and drop-off privileges at Moncton, Saint John and Fredericton.

Appearances: Rodman E. Logan, Esq., appeared for the applicant.

No one contra.

No witnesses were available and the Board at request of counsel for the applicant granted a temporary authority as follows:

"Temporary authority is hereby granted to Everett Kennedy Limited of Auld's Cove, Nova Scotia, for the carriage of fresh and frozen fish, fresh fruit and vegetables from the Nova Scotia Border to the U.S.A. Border and return over routes 2, 4, 1, 3, and 2A with pick-up and drop-off privileges at Moncton, Saint John and Fredericton.

This authority expires July the 22nd. 1961."

IN THE MATTER of the application of Miramichi Transport Ltd., Chatham, New Brunswick, to amend their public motor truck license No. 82, Class PC by adding thereto as follows:

"To transport meat from Montreal to Points in New Brunswick. To transport cement and cement products from points in New Brunswick to points within New Brunswick."

Appearances: John B. M. Baxter, Esq., appeared for the applicant.

No one contra.

Joseph Isiah, President of Miramichi Transport Limited gave evidence as to the type of operation he wished to carry on.

After hearing counsel and the witness the Board granted the application as follows:

"Class X—For the carriage of fresh and frozen meat from Montreal, Quebec, as authorized, to all points and over all highways in the Province of New Brunswick, and return.

The application with respect to cement and cement products was denied.

IN THE MATTER of the application of F. W. MacKay, R.R. No. 1, Pictou, Nova Scotia, for a public motor truck license as follows:

"Contract hauling of Irish Moss through New Brunswick to the State of Maine and the delivery of steel products of Ferguson Industries to New Brunswick points."

Appearances: F. W. MacKay, Pictou, Nova Scotia, appeared in person in support of the application.

No one contra.

After hearing the applicant, the Board granted the application, subject to filing of contract with Ferguson Industries Limited, and North Shore Sea Products, as follows:

"Class C—Contract hauling of Irish Moss through New Brunswick to the State of Maine, as authorized, by said State and the I.C.C., and the delivery of steel products of Ferguson Industries to New Brunswick points."

Contracts were filed as required.

IN THE MATTER of the application of Hebb's Transport Ltd., per Carl Hebb, Windsor, Nova Scotia, for a public motor truck license as follows:

"For the carriage of horses and equipment over all highways in the Province of New Brunswick."

Appearances: Rodman E. Logan, Esq., appeared for the applicant.

No one contra.

Carl Gordon Hebb, President of Hebb's Transport Ltd., was called as a witness and testified as to the type of operation the Company wished to carry on. He intends to carry to exhibitions in summer, show horses, saddles, harness and carriages.

After hearing counsel and the witness the Board granted the application as follows:

> "For the carriage of horses and equipment over all highways in the Province of New Brunswick.
>
> NOTE:-This License is conditional upon the Licensee filing with the New Brunswick Motor Carrier Board within six months of the date hereof, evidence of its right to carry on Inter-Provincial Transportation between the Province of New Brunswick and Nova Scotia.

The Board also approved the change of the License previously granted to Carl Gordon Hebb to Hebb's Transport Ltd.

IN THE MATTER of the application of Lange L. Albert, Welsford, N. B., P.O. Box 805, Saint John, New Brunswick, for a public motor truck license as follows:

"Class C-X Over all highways in New Brunswick under Contract with Joseph A. Likely of Saint John, New Brunswick."

Appearances: Ronald G. Lister, Esq., in support of the application.
No one contra.

After hearing counsel the Board granted the application as follows:

"Class C-X—Over all highways in New Brunswick under Contract with Joseph A. Likely Ltd., of Saint John, New Brunswick, with right to extend into Nova Scotia and Prince Edward Island, as authorized."

IN THE MATTER of the application of Gordon M. Armour, Taylor Village, New Brunswick, for a public motor truck license as follows:

"PC-X License:

For the carriage of General Freight over the following routes and return, including intermediate points:

(1) From Newcastle to Campbellton via Routes Nos. 8 and 11.
(2) From Campbellton to St. Leonard via Route No. 17."

Appearances: P. C. Brian, Esq., in support of the application.
No one contra.

Gordon M. Armour, was called as a witness and testified as to the type of operation to be carried on.

After hearing counsel and the witness the Board granted the application as follows:

"By adding to the applicant's present license the following:

7. From Newcastle to Campbellton via Routes Nos. 8 and 11.
8. From Campbellton to St. Leonard via Route No. 17.

RESTRICTION: As a Contract Carrier only from Newcastle to Campbellton via Routes 8 and 11 for the carriage of goods for Kraft Foods Ltd., Robin Hood Flour Mills Ltd., and Warehousing Services."

IN THE MATTER of the application of Kenneth Mersereau, R.R. No. 4, Fredericton, New Brunswick, c/o P.O. Box 805, Saint John, New Brunswick, for a public motor truck license as follows:

"Class PC-X;

For the carriage of:

(a) Fertilizer, road construction machinery and farm machinery.

—and—

(b) Concrete pipe for Joseph A. Likely Limited. Over all routes in New Brunswick and to the New Brunswick-Prince Edward Island and New Brunswick-Nova Scotia Borders and return."

Appearances: Ronald G. Lister, Esq., appeared in support of the application.
No one contra.

Kenneth Mersereau, the applicant, testified as to the type of operation to be carried on.

After hearing counsel and the witness the Board granted the application as follows:

"Class PC-X

For the carriage of:

(a) Fertilizer, road construction machinery and farm machinery.

—and—

(b) Concrete pipe for Joseph A. Likely Limited.

Over all routes in New Brunswick and to the New Brunswick-Prince Edward Island and New Brunswick-Nova Scotia Borders and return.

The granting of rights under Section (b) was made subject to the condition that the applicant file with the Secretary of the Board within thirty days, a letter from Joseph A. Likely Ltd., stating that this Company wishes to engage the services of the applicant.

The applicant later notified the Board that he wished to discontinue his application under Section (b) and the license was granted accordingly.

The existing form of the license reads as follows:

Class PC-X

For the carriage of:

fertilizer, road construction machinery and farm machinery—over all routes in New Brunswick with the right to extend into Prince Edward Island and Nova Scotia, as authorized, therein.

IN THE MATTER of the application of National Trailer Convoy of Canada Ltd., W. E. Phoenix, President, 335 King Street, London, Ontario, for a public motor truck license as follows:

"For the carriage and towing of new and used mobile homes over over the following routes:

On Route No. 2 from Quebec Border near Edmundston to the Nova Scotia Border including the intermediate points of Fredericton, Saint John, Moncton and Sackville and including alternate Route 2A.

On Route No. 1 from St. Stephen to Saint John.
On Route No. 11 from the Quebec Border to Moncton including the intermediate points of Bathurst and Chatham.
On Route No. 8 from Fredericton to Chatham.
On Route No. 15 Shediac to Port Elgin."

Appearances: Rodman E. Logan, Esq., appeared for the applicant, and advised the Board that his client was unable to be present at the meeting due to illness. He requested that the matter be set over until the next meeting of the Board and that a temporary authority be granted in the meantime.

After hearing counsel the Board ordered the matter set over until the next meeting of the Board to be held on July the 20th and a temporary authority be issued as requested.

IN THE MATTER of the application of William Stewart, Centreville, Carleton County, New Brunswick, for a public motor truck license as follows:

"CLASS PC-X: For the carriage of Potatoes, Fertilizer and Roofing from the Quebec Border near Edmundston to Moncton and return including intermediate points over Highways 2, 2A, 5 and 9, with the right to extend into Quebec, as authorized."

Appearances: Rodman E. Logan, Esq., appeared for the applicant. Joseph Palmer, Esq., contra, for Day & Ross Transfer Company Ltd.

William Stewart was called as a witness and testified as to the type of operation to be carried on by him.

After hearing counsel and the applicant, the Board granted the application as follows:

"Class PC-X: For the carriage of Potatoes, Fertilizer and Roofing from the Quebec Border near Edmundston, to Moncton and return including intermediate points over Highways 2, 2A 5 and 9, with the right to extend into Quebec, as authorized."

This license is subject to a condition that satisfactory proof must be filed with the Board by December the 16th, 1961, of the granting of a license by the Province of Quebec.

IN THE MATTER of the application of Day & Ross Transfer Company Ltd., Hartland, New Brunswick, c/o J. Turney Jones, Solicitor for the applicant, P.O. Box, 339, Woodstock, New Brunswick, for a public motor truck license as follows:

"CLASS PC-X LICENSE for the carriage of general freight over the following New Brunswick Highways and return without the right to pick up or put down at intermediate points; with the right to pick up and put down freight at St. Stephen: Route 3 Long's Creek to St. Stephen, Route 11 Newcastle to Moncton.

CLASS PC-X LICENSE for the carriage of general freight over all highways in the Province of New Brunswick within a radius of 25 miles of Highway Routes 2 and 2A from the New Brunswick-Quebec Border to Saint John."

Appearances: Joseph Palmer, Secretary of the Company, appeared for the applicant.

George F. O'Connell, Esq., contra for Speedway Express Ltd.

The first portion of the application was granted as follows:

"Class PC-X: For the carriage of general freight over the following New Brunswick Highways and return without the right to pick up or put down at intermediate points; with the right to pick up and put down freight at St. Stephen: Route 3 Long's Creek to St. Stephen, Route 11 Newcastle to Moncton."

The second part reading as follows: "Class PC-X for the carriage of general freight over all highways in the Province of New Brunswick within a radius of 25 miles of Highway Routes 2 and 2A from the New Brunswick-Quebec Border to Saint John - - - was considered unsatisfactory in form and the Secretary was directed to request that the specific routes be named by number where possible to be further considered by the Board.

NOTE: As of the date of publication of this report, information as to specific routes, has not been received and the matter is being referred to the Board for appropriate action.

IN THE MATTER of the application of Richard Dean Sparks, Peak's Island, Maine, U.S.A., for a public motor truck license as follows:

"CLASS X LICENSE for the carriage of fresh, frozen and salted fish, fresh fruit and vegetables over all highways in New Brunswick with the right to extend to Prince Edward Island, Nova Scotia and United States of America, as authorized."

Appearances: As there was no appearance on behalf of the applicant, the Board ordered this matter set over until the next meeting to be held on July the 20th, 1961.

Saint John, N. B.
Sitting July 20-21st., 1961.

IN THE MATTER of the application of Ekco Products Company (Canada) Limited, 376 Birchmount Road, Scarborough, Ont.

This is a remanet from the June sitting.

Appearances: E. Neil McKelvey, Esq., Q.C., for the applicant.
No one contra.

Mr. McKelvey called as a witness Robert L. Silberman, Vice-President and General Manager, glazing, bakery and chemical division of Ekco Products Company (Canada) Limited, who stated that the Company was in the business of reconditioning baker's pans and due to the baking cycle of the various bakeries it was necessary to pick the pans up at the end of the week, take them to Montreal for refinishing and return them by the end of the next week, so that they could be used again and a new shipment of pans taken from the bakeries. Due to the time element in the bakeries it was not possible to use the ordinary common carriers for this purpose as the schedules ordinarily would not coincide.

The Company has four trucks in operation throughout Canada and the trucks are owned by Ryder Truck Rental of Ottawa and leased for a term of years to Ekco Products Company (Canada) Limited, as they find this is the more economical way to do business. The trucks are operated by their own operators. Charges are at a flat price on a unit base and are based on operating costs including costs of transportation which are adjusted according to zones.

Mr. McKelvey—In argument:

The costs of transportation are only one of the many charges which must be taken into account by any business in fixing the price of its products or service in a given area and should, strictly speaking, and in practice usually is reflected in the price.

Mr. McKelvey cited the New Brunswick case, S.M.T. V Ruch, 1940, 1D.L.R. 197 and claimed that the leased vehicles were not public motor trucks within the meaning of Section 11 of the Motor Carrier Act; they are not carrying for hire.

After consideration the application was granted as follows:

"CLASS X:

Over all Highways to and from various bakeries for the transportation only of bakers' pans pursuant to contracts between the applicant and various bakeries for the glazing of such pans, with right of furtherance to and from the Province ~~of~~ Quebec."

IN THE MATTER of the application of Everett Kennedy Limited, Auld's Cove, N. S.

This is a remanet from the June sitting.

Appearances: Rodman E. Logan, Esq., for the applicant.
No one contra.

Temporary authority to operate had been granted by the Board on June the 22nd for the period expiring on July 22nd, 1961. Everett Kennedy was called as a witness and gave evidence as to the type of operation and also advised that he had a Nova Scotia License.

After hearing the witness and what was alleged by counsel the application was approved (subject to the filing of the Nova Scotia License), as follows:

"CLASS X:

For the carriage of fresh and frozen fish, fresh fruit and vegetables from the Nova Scotia Border to the United States Border and return over Routes 2, 3, 1, 4 and 2A, with pick up and drop off privileges at Moncton, Saint John and Fredericton."

IN THE MATTER of the application of National Trailer Convoy of Canada Ltd., 335 King Street, London, Ontario.

This is a remanet from the June sitting.

Appearances: Rodman E. Logan, Esq., for the applicant.
No one contra.

Edward Phoenix, President of National Trailer Convoy of Canada Ltd., was called as a witness and described the operation of the Company.

After hearing the witness and what was alleged by counsel the application was approved as follows:

"For the carriage and towing of new and used mobile homes over all highways in New Brunswick, to and from other Provinces, and to and from all points in New Brunswick and as a Corridor Operation."

This is subject to proper evidence of insurance being filed with the Board and the applicant obtaining a permit from the Motor Vehicle Branch or other appropriate authority with reference to the use of the highways.

IN THE MATTER of the application of Richard Dean Sparks, Peak's Island, Me., U.S.A.

This is a remanet from the June sitting. Due to the non-appearance of any representative of the applicant the Board ordered that this matter be struck from the docket.

IN THE MATTER of the application of Gerald Sarchfield, Young's Cove Road, N. B.

As there was no appearance on behalf of the applicant the Board cancelled the temporary authority granted July 10th, 1961 effective immediately.

IN THE MATTER of the application of Aubrey C. Smith, Athol, Cumberland County, Nova Scotia.

This application was made by letter and no one appeared for the applicant. The Board approved the application for a temporary authority as follows:

> "To carry blueberries over Routes 2 and 1 from the Nova Scotia Border to the United States Border for the period August the 15th to September the 14th, inclusive."

IN THE MATTER of the application of Lawson Brown, Southampton, Cumberland County, Nova Scotia.

This application was made by letter and no appeared for the applicant. The Board approved the application for a temporary authority as follows:

> "To carry blueberries over Routes 2 and 1 from the Nova Scotia Border to the United States Border, subject to the filing of necessary evidence of Insurance. This authority is for the period August 23rd to September the 20th, 1961."

IN THE MATTER of the application of Roy A. Hoeg, Athol, Cumberland County, Nova Scotia.

This application was made by letter and the Board approved the application for a temporary authority as follows:

> "To carry blueberries over Routes 2 and 1 from the Nova Scotia Border to the United States Border for the period August the 15th to September the 14th inclusive."
>
> This authority is granted subject to the filing of proper evidence of insurance.

IN THE MATTER of the application of John Parker, Welsford, Kings County, N. B.

Appearances: E. Neil McKelvey, Esq., Q.C., for the applicant.

No one contra.

After hearing what was alleged by counsel the Board approved the application as follows:

"To haul Concrete pipe for Joseph A. Likely, Ltd., of Saint John over all highways. This authority expires August 24th, 1961."

IN THE MATTER of a complaint against Maritime Forwarding Ltd., by Bostwick and Company Limited.

The Secretary referred to the Board the following letter:

July 17/61.

"Motor Carrier Board
Provincial Building
110 Charlotte St.,
Saint John, N. B.,

Re Claim Maritime Forwarding Ltd.,
Moncton, N. B., $1040.63

Dear Sirs:

We have a claim against the Maritime Forwarding Ltd., for $1040.63, as per copies attached.

This material was frozen in transit and was refused by our customer. When material is frozen it has no further use.

We have been corresponding and telephoning with the above and they have refused to settle our claim.

On July 5th., we wrote the above under registered mail stating that if we did not hear from them within a week we would take the matter up with you.

Will you please advise.

Yours very truly,

Bostwick & Co., Ltd."

/va
CC: Maritime Forwarding Ltd.

The Board was of the opinion that it had no jurisdiction in a matter of this nature and could take no action with reference to the complaint.

IN THE MATTER of the application of W. J. J. Robichaud, Shippegan, N. B., for a public motor truck license as follows:

"CLASS PC-X: To carry, for hire, meat from the Province of Quebec, as authorized to enter New Brunswick at Matapedia, and thence over Route 11 and 8 to Newcastle, and from Newcastle over Route 12 to Chatham and immediate points."

Appearances: Rodman E. Logan, Esq., in support.

John B. M. Baxter, Esq., appeared contra on behalf of Miramichi Transport Ltd.

As Mr. Baxter had not filed a formal objection the Chairman stated that he would not hear any objections if the Regulations of the Motor Carrier Act were not complied with. The matter was set over until later on the docket.

Mr. Logan called W. J. J. Robichaud, the applicant, as a witness and he described his operation and stated that he wanted to haul meat from Wilsil's Limited in Montreal to New Brunswick.

After hearing the witness and what was alleged by counsel the application was approved as follows:

"To carry for hire fresh and frozen fish, fresh fruit and vegetables over all highways in New Brunswick to the Quebec-New Brunswick Border at Matapedia for furtherance into Quebec, as authorized, and meat from the Province of Quebec, as authorized, into New Brunswick at Matapedia and thence over Route 11 and 8 to Newcastle and from Newcastle over Route 12 to Chatham and intermediate points."

This authority will expire August the 8th, 1961.

A License will be issued to the applicant upon his filing a letter from Wilsil's Ltd., showing their wish for him to haul meat for them.

IN THE MATTER of the application of Howard F. Smith, 11 Wellwood Road, Portland, Me., U.S.A., for a public motor truck license as follows:

"CLASS X—for the carriage of fresh, frozen and salted fish (the latter for use as bait only and not for human consumption), fresh fruit and vegetables, over all highways in New Brunswick with the right to extend to Prince Edward Island, Nova Scotia and the United States of America, as authorized."

F2

Appearances: Rodman E. Logan, Esq., appeared for the applicant.

Mr. Logan asked that the matter be set over until the end of the agenda as his client had not arrived. Later Mr. Logan asked the matter be adjourned until the next meeting as his client had not appeared. He did not ask for an extension of the temporary license, which expired on July 16th, 1961.

IN THE MATTER of the application of Donald A. Thomas, Centreville, N. B., for a public motor truck license as follows:

"CLASS PC-X: For the carriage of general freight over Highways 2, 2A and 9 from the Quebec Border to Moncton and return, including intermediate points with the right to extend to Quebec, as authorized."

Appearances: Rodman E. Logan, Esq., for the applicant.

No one contra.

Mr. Logan called Donald A. Thomas Esq., the applicant, who described the operation of his business.

After hearing the witness and what was alleged by counsel the application was approved as applied for.

The Board also considered the letter from Fred Dobbs, Esq., Supervisor of Enforcement, Motor Vehicle Division, dated June the 29th, 1961 and recommended that a charge be laid with reference to the alleged infraction as contained in Mr. Dobb's letter.

IN THE MATTER of the application of D. L. Dickie, Campbellton, N. B., for a public motor truck license as follows:

"CLASS F—EXTRA-PROVINCIAL: To carry furniture on all roads in the Province of New Brunswick and outside of the province of New Brunswick."

Appearances: Sanford Dickie appeared in person.

No one contra.

Mr. Dickie described the operation of his Company and stated that he had applied for licenses in both Ontario and Quebec. After hearing the witness the application was approved as follows:

"CLASS F-X:

For the carriage of Furniture on all roads in the Province of New Brunswick and outside of the Province of New Brunswick, as authorized."

This License is granted upon condition that the applicant file copies of his Quebec and Ontario Licenses within six months from July 21st, 1961.

This License supercedes License dated September 23rd, 1958 as a Class F. License.

IN THE MATTER of the application of Ad-Moore Transportation, per Robie D. Moore, 12 Upper Water Street, Halifax, Nova Scotia, for a public motor truck license as follows:

"Specialty haulaway freight service to and from points within the Province of Nova Scotia, to and from points within the Province of Prince Edward Island through Amherst, Nova Scotia-New Brunswick Border, Tormentine, New Brunswick and Borden, Prince Edward Island."

Appearances: Robie D. Moore appeared in person.

No one contra.

Mr. Moore stated that he had not received any objections to his application and upon hearing the witness the application was approved as follows:

"CLASS H: A specialty haulaway freight service to and from points within the Province of Nova Scotia, to and from points within the Province of Prince Edward Island through Amherst, Nova Scotia-New Brunswick Border, Tormentine, New Brunswick and Borden, Prince Edward Island, as a corridor operation only."

This License was cancelled at applicant's request November 1st. 1961.

IN THE MATTER of the application of John F. Ivory Storage Co., Inc., 8035 Woodward Avenue, Detroit 2, Michigan, U.S.A., c/o John B. M. Baxter Solicitor for Applicant, 50 Princess Street, Saint John, N. B., for a public motor truck license as follows:

"CLASS X-F: As a carrier of furniture and household goods to all points and over all highways in the Province of N. B., from points in the United States, as authorized and return."

Appearances: John B. M. Baxter, Esq., for the applicant.

No one contra.

Mr. Harry Todd was called as a witness by Mr. Baxter and described the operation of the company. After hearing the witness and what was alleged by Counsel the application was approved as applied for.

The Board also authorized the issuance of floater plates to the applicant.

IN THE MATTER of the application of Archibald's Transfer Ltd., Amherst, Nova Scotia, c/o P.O. Box 805, Saint John, N. B., for a public motor truck license as follows:

"CLASS PC-X: for the carriage of goods under contract with Canada Packers Ltd., from Prince Edward Island, as authorized, to all points in New Brunswick and to the Nova Scotia Border, and return, with the right to extend into Nova Scotia, as authorized."

Appearances: Ronald G. Lister, Esq., for the applicant.
No one contra.

Robert Archibald, Managing Director of the Company was called as a witness and after hearing the witness and what was alleged by counsel the Board approved the application as follows:

"CLASS C-X: For the carriage of goods under contract with Canada Packers Ltd., from Prince Edward Island, as authorized, to all points in New Brunswick and to the Nova Scotia Border, and return, with the right to extend into Nova Scotia, as authorized."

This application was granted subject to a properly completed Form 100 being forwarded to the Board and also copies of the Nova Scotia and Prince Edward Island Licenses.

IN THE MATTER of the application of Hedley H. Cole, Harvey Station, York County, N. B., for a public motor truck license as follows:

"CLASS C-X: To haul under Contract with Harvey Creamery to carry powdered milk, butter, eggs; and Furniture from Harvey Station to all points in New Brunswick and to Nova Scotia, as authorized, and return."

Appearances: Hedley H. Cole, appeared in person.

No one contra.

Mr. Cole described his intended operation to the Board and stated that no objections had been received by him. After hearing the witness the application was approved as follows:

"CLASS C-X-F:

(1) To haul under contract with Harvey Creamery, powdered milk, butter and eggs.

(2) To carry Furniture from Harvey Station to all points in New Brunswick and to Nova Scotia, as authorized, and return."

IN THE MATTER of the application of William J. Kerr Limited, Chatham, N. B., for a public motor truck license as follows:

"CLASS PC: For the transport of cement under contract with Maritime Cement Co., Ltd., over all highways in New Brunswick and for the transportation of salt under contract with the Province of New Brunswick from points in Nova Scotia, as authorized and from the Nova Scotia Border to the United States Border at St. Stephen over highways Nos. 1 and 2 and from the Nova Scotia Border to the Quebec Border over Highways 2, 11 and 8."

Appearances: E. Neil McKelvey, Esq., Q.C., appeared for the applicant on behalf of Daniel A. Riley, Esq., who was out of the city.

No one contra.

Mr. McKelvey stated that no objections had been filed. Mr. McKelvey stated that an application had been made at the January meeting of the Board and had been granted subject to the filing of contracts. These contracts had not been filed and the license had lapsed. This was a new application and the contracts had been filed with the Board. Mr. McKelvey asked that the evidence taken at the January meeting of the Board be considered.

After hearing what was alleged by Counsel the application was approved as follows:

> "CLASS PC-X-C: For the transport of cement under contract with Maritime Cement Co. Ltd., over all highways in New Brunswick and for the transport of salt under contract with the Province of New Brunswick from points in Nova Scotia, as authorized, and from the Nova Scotia Border to the United States Border at St. Stephen over Highways Nos. 1 and 2 and from the Nova Scotia Border to the Quebec Border over Highways 2, 11 and 8."

IN THE MATTER of the application of Smyth Bros., 292 St. Andrews Street, Bathurst, N. B., as follows:

For an order permitting them to temporarily suspend service, namely, from July 20, 1961 until September 3, 1961 only over the routes set out in their public motor bus license No. 517 as follows, namely:

(1) From Upper South Tetagouche into Bathurst through South Tetagouche, Rosehill and St. Annes and back into Upper South Tetagouche.

(2) From Bathurst to Big River passing through South Bathurst and back to Bathurst.

Appearances: Cecil Smyth appeared in person.

No one contra.

Mr. Smyth gave a detailed account of the operation of this bus line during the summer period when the schools were closed and stated that there was not enough revenue to warrant continuing the service during this time, particularly, as there was very grave competition from private cars and also from rural mail carriers on this route. He advised that notices in reference to the application had been published in accordance with the order of the Secretary, in the Royal Gazette, The Northern Light, the L'Evangeline and also in the bus from the first of July to date, and only one complaint had been received after notice had been posted.

He further stated that arrangements were completed to resume the operation as soon as school opens.

E. Neil McKelvey, Q.C., supported Mr. Smyth's application on behalf of S.M.T. (EASTERN) LIMITED and advised that his Company had the same difficulty with private cars and mail carriers picking up people who otherwise would be revenue paying customers for the bus line.

After hearing counsel and the witness, the application was approved as follows:

> To temporarily suspend service, namely from July the 20th 1961 until September 3, 1961 only over the routes set out in their public motor bus license No. 517 as follows, namely:
>
> (1) From Upper South Tetagouche into Bathurst through South Tetagouche, Rosehill and St. Annes and back into Upper South Tetagouche.
>
> (2) From Bathurst to Big River passing through South Bathurst and back to Bathurst."

The Secretary was instructed by the Board to contact Mr. Arnold Kee, the postmaster at Saint John, in reference to rural mail carriers picking up passengers and to advise the Board in this connection as soon as any information had been received.

IN THE MATTER of the application of Roy Sargent, 1491 Islington Street, Portsmouth, New Hampshire, for a public motor truck license as follows:

> For the transportation of fresh and frozen fish, fruits and vegetables from the United States Border at Calais, Maine AND/OR Houlton, Maine to the New Brunswick-Nova Scotia Border at or near Amherst, N. S., over Route No. 1—Calais, Maine to Saint John, New Brunswick.
>
> Route No. 2—Saint John, N. B., to Amherst, N. S.
> Route No. 3—Calais, Maine to Fredericton, N. B.
> Route No. 9—Fredericton, N. B., to Sussex, N. B.
> Route No. 2—Sussex, N. B., to Amherst, N. S.
> Route No. 5—Houlton, Maine to Woodstock, N. B.
> Route No. 2—Woodstock, N. B., to Fredericton, N. B.
> Route No. 8—Fredericton, N. B., to Newcastle, N. B.
> Route No. 11—Newcastle, N. B., to Moncton, N. B.
>
> and the return by the said Routes with fresh and frozen fish, fruits and vegetables."

Appearances: S. Roy Kelly, Esq., Q.C., for the applicant.
E. Neil McKelvey, Esq., Q. C., for Border Express Ltd., contra.

Mr. Kelly asked for permission to amend his application to add the word "fresh" before the word "fruits" in the second line and also in the last line.

Mr. McKelvey then withdrew his objection. Mr. Kelly called Francis L. Sargent who described the operation of the business.

After hearing the witness and what was alleged by counsel the application was approved as follows:

"CLASS PC-X: For the transportation of fresh and frozen fish, fresh fruit and vegetables from the United States Border at Calais, Maine AND/OR Houlton, Maine to the New Brunswick-Nova Scotia Border at or near Amherst, Nova Scotia, as authorized over—

Route No. 1—Calais, Maine to Saint John, N. B.
Route No. 2—Saint John, N. B., to Amherst, N. S.
Route No. 3—Calais, Maine to Fredericton, N. B.
Route No. 9—Fredericton, N. B., to Sussex, N. B.
Route No. 2—Sussex, N. B., to Amherst, N. S.
Route No. 5—Houlton, Maine to Woodstock, N. B.
Route No. 2—Woodstock, N. B., to Fredericton, N. B.
Route No. 8—Fredericton, N. B , to Newcastle, N. B.
Route No. 11—Newcastle, N. B., to Moncton, N. B.

and the return by the said Routes with fresh and frozen fish, fresh fruit and vegetables."

IN THE MATTER of the application of Trans-Canada Highway Express Limited, S. J. Martin, President, 2490 Clair Avenue, W., Toronto 9, Ont., for a public motor truck license as follows:

"For the transfer of the Motor Carrier License Class X, No. 11, held by the Trans-Canada Highway Express Ltd., of Edmonton, Alberta, to Jack Snape of Halifax, Nova Scotia."

Appearances: George F. O'Connell, Esq., for Trans-Canada Highway Express Limited. Jack Cyril Snape in person. Rodman E. Logan, Esq., contra for Maine Maritime Express Lines Ltd.

Mr. O'Connell called Jack Cyril Snape, who described the operation of the Company and the reasons for the transfer of the license.

Mr. Snape stated: that the application for the transfer had been granted in Ontario and application had been made to Nova Scotia and Quebec; he expected Quebec authority to be granted following New Brunswick. The witness had been about fourteen years in the trucking business, and in 1954 leased his equipment to the applicant; he had agreed to purchase the rights from Toronto to Halifax, subject to the approval of the respective Boards; service had been given by the Applicant over routes 2 and 2A every second day and routes 1, 3 and 5 from Saint John to the American Border were serviced about twice a week; on transfer the service would be strictly owner operated.

Mr. Logan contended that the home Province of the Applicant should grant authority before application is made in this Province and that there should be a new application as only a portion of the Applicant's rights are to be assigned.

After hearing the witness and what was alleged by counsel the application was approved as follows:

> "For the transfer of the Motor Carrier License Class X, No. 11, held by Trans-Canada Highway Express Ltd., of Edmonton, Alberta, to Jack Snape of Halifax, Nova Scotia."

The Applicant is to file copies of his licenses in Nova Scotia, Ontario and Quebec within six months from July the 21st. 1961.

IN THE MATTER of the application of Central Moving & Storage Ltd., Box 423, Dartmouth, N. S., to shew cause why its license should not be revoked.

Appearances: John B. M. Baxter, Esq., for the applicant.

Mr. Baxter called Donald Vincent as a witness who stated that the license was suspended as the Company was not registered in Nova Scotia under the Foreign Corporation's Act. The Company has no license in Nova Scotia under the Motor Carrier Act as they are exempt from its provisions due to the type of operation. The witness presented certificates from the Province of Nova Scotia showing it to have been registered under the provisions of The Domestic and Foreign Corporations Act and also a copy of the certificate of incorporation.

After hearing the witness and what was alleged by counsel and on motion of counsel that the suspension be lifted, it was ordered as follows:

"That the suspension of Central Moving and Storage Ltd., be lifted and the license reinstated, effective immediately."

IN THE MATTER of Canadian National Railways Insurance Investment Fund.

The Board confirmed that this Company is authorized to do business in the Province of New Brunswick, as an insurer for Canadian National Transportation Limited.

IN THE MATTER of the application of A. Thomas Barton, Minto, N. B., as follows:

"To amend the license now held by the applicant by including freight between Moncton and Fredericton over the same route."

Appearances: Robert J. Fanjoy, Esq., Q.C., appeared for the applicant.

No one contra.

The Board stated that this notice was published in the Royal Gazette in its issue of July the 12th for the July 20th. meeting of the Board. As the time of publication did not meet with the requirements of the Act, the Board ordered re-publication and that the matter come before the Board after proper publication has been made.

IN THE MATTER of the application of S.M.T. (Eastern) Limited, to assign a portion of its Motor Carrier license No. 94A to Wilfred Blanchard.

Appearances: E. Neil McKelvey, Esq., Q.C., for the applicant.

After hearing what was alleged by counsel the Board ordered that a notice in a form approved by the Board be inserted once in the Royal Gazette not later than August 2nd., and for two successive weeks in the North Shore Leader, Newcastle, New Brunswick, the last such publication to be not later than August 4th., 1961.

Notice in the approved form is to be posted also in buses operating over the applicant's routes not later than August 2nd., and to be maintained in buses until August the 17th., 1961. The Board also authorized and approved the following notice:

"The Motor Carrier Act.

TAKE NOTICE THAT S.M.T. (EASTERN) LIMITED has applied under the provisions of the Motor Carrier Act for permission to transfer to Wilfred Blanchard, of the Village of Tracadie in the County of Gloucester, bus driver, that portion of its Motor Carrier license 94A relating to the transportation of persons, baggage and express parcels for compensation between Newcastle and Tracadie, via routes Numbers 8 and 11, intermediate points and return.

The application will be heard by The Motor Carrier Board in the Provincial Building, Charlotte Street, Saint John, N. B., on the 17th day of August 1961 at 9.00 o'clock in the forenoon (local time).

Dated this 20th day of July 1961.

Signed: S.M.T. (EASTERN) LIMITED
c/o P.O. Box 805,
Saint John, N. B."

Saint John, N. B.,

Sitting, August 17-18th, 1961

IN THE MATTER of the application of Howard F. Smith, 11 Wellwood Road, Portland, Me., U.S.A., for a public motor truck license as follows:

"For the carriage of fresh, frozen and salted fish (the latter for use as bait and not for human consumption only), fresh fruit and vegetables, over all highways in New Brunswick with the right to extend to Prince Edward Island, Nova Scotia and the United States of America as authorized."

The Board was in receipt of a letter dated August 7th., 1961, from Rodman E. Logan, Esq., Solicitor for the applicant. Mr. Logan stated that Mr. Smith would not be applying at this sitting of the Board for a Motor Carrier license and that he would not be proceeding further in this matter. The Board ordered the application deleted from the agenda.

IN THE MATTER of Morgan Drive Away, Inc., 500 Equity Building, Elkhart, Ind.

Appearances: C. Y. Swanton, Esq., appeared for the applicant.

No one contra.

Under date of July 24, 1961, temporary authority as follows had been granted to the applicant:

> "Temporary authority is hereby granted to Morgan Drive Away, Inc., Elkhart, Indiana, for the carriage of trailers on their own wheels, and also on low beds from all points in New Brunswick and from the Nova Scotia-New Brunswick Border as authorized to the New Brunswick and United States Border and into the United States as authorized.
>
> This authority expires on the 23rd day of August 1961."

After hearing counsel the Board authorized the extension of the temporary authority until September 21st., provided that proper application is made for the next meeting of the Board.

IN THE MATTER of Maxwell Moving & Storage, 157, 7th., St., Noranda, Quebec.

There was no appearance on behalf of the applicant. The Secretary stated that correspondence had taken place between the applicant and himself and that under date of July 26, 1961, temporary authority as follows was granted:

> "Temporary authority is hereby given to Frances Maxwell under the firm name and style of Maxwell Moving & Storage of Noranda, Quebec, as sole executrix of the last Will and Testament of James A. Maxwell for the carriage of furniture into, out of and through the Province of New Brunswick from other Provinces as authorized.
>
> This authority will expire on the 24th day of August 1961."

The Board authorized the extension of the temporary authority until September 21, 1961, provided that proper application is made for a license, proper publication is made and that proper insurance coverage is filed with the Board.

IN THE MATTER of Frank Burke, Inkerman Ferry, N. S.

Temporary authority had been granted.

No one appeared for the applicant to apply for renewal and the application was ordered struck off the agenda and the temporary authority not renewed after the expiry date, August 21, 1961.

IN THE MATTER of Wendell McWilliams, Carleton Siding, Prince Edward Island.

There was no appearance on behalf of the applicant and the Board ordered the matter struck off the agenda and the Temporary Authority granted on August 3rd., 1961, not to be renewed after its expiry on September 2, 1961.

IN THE MATTER of Dalton Humphrey d/b/a Humphrey Poultry Transportation Service.

Appearances: Leonard C. Jones, Esq., for the applicant.

No one contra.

Mr. Jones filed the original of a contract between Humphrey Poultry Transportation Service and Swift Canadian Co., Ltd., dated the 11th day of July 1961, for the period of one year from date and from year to year thereafter, subject to the right of termination by either party at any time on thirty days' notice in writing to the other party and also a letter from Swift Canadian Company addressed to the Board and dated August 2nd, 1961, in which they request that a License be given to Mr. Humphrey. Mr. Jones requested that the Temporary Authority which had been given by the Board on August 10th., for the period ending September 16th be extended to the next meeting of the Board.

After hearing Counsel the Board granted a Temporary Authority as follows:

> "Temporary Authority is hereby granted to Dalton Humphrey d/b/a Humphrey Poultry Transportation Service to haul under contract with Swift Canadian Company Ltd., over all Highways in the Province of New Brunswick
>
> This authority expires September 16, 1961."

IN THE MATTER of Leonard Hardie, Cumberland County, Nova Scotia.

The applicant did not appear in person at the sitting of the Board, but had called at the office of the Board previous to the meeting and advised that he was transporting blueberries into New Brunswick.

The Board authorized a Temporary Authority as follows:

"Temporary authority is hereby granted to Leonard Hardie, Cumberland County, Nova Scotia, to haul blueberries from Nova Scotia as authorized into the Province of New Brunswick.
This authority expires September 21st., 1961."

IN THE MATTER of MacCallum Transport, 3808 Girouard St., Montreal, Quebec.

The Board was in receipt of a telegram from the above Company requesting permission to haul Mobile Homes from Quebec-New Brunswick Border to New Brunswick-Nova Scotia Border between 16th., and 20th., August. The Secretary was instructed to contact the Company by telephone and after doing so, the Board ordered as follows:

"Temporary Authority is granted to haul Mobile Homes from Quebec as authorized into New Brunswick to pick up and deliver in New Brunswick; also as a Corridor operation for furtherance into Nova Scotia and Prince Edward Island as authorized.

This Authority expires September 16th., 1961."

IN THE MATTER of Thomas E. Monks, d/b/a Arrow Cartage, Port Credit, Ontario.

The Board was in receipt of a telegram from this Company requesting an operating license for specific hospital furniture to the Province of New Brunswick as soon as possible.

Upon consideration, the Board granted a Temporary Authority as follows:

"Temporary Authority is hereby granted to Thomas E. Monks, Arrow Head Cartage, Port Credit, Ontario, to haul hospital furniture from Ontario as authorized to the Province of New Brunswick.

This Authority expires September 16th., 1961."

IN THE MATTER of the application of Morin Heights Express Company Limited, per J. Owen LeGallie, Secretary, Morin Heights, Quebec, for a public motor truck license as follows:

Class—Furniture—Transportation of uncrated, used furniture and household effects, from the Quebec-New Brunswick Border to all points located within the Province of New Brunswick and return.

No one appeared for the applicant and the Board after consideration instructed that the applicant be advised to have a representative at the next meeting of the Board and the matter was set over until that time.

IN THE MATTER of the application of A. Thomas Barton, Minto, New Brunswick, for a public motor truck license as follows:

To amend the License now held by the applicant by including freight between Moncton and Fredericton over the same route.

Appearances: Mr. Donald M. Gillis, Q.C., for the applicant.

No one contra.

After hearing counsel, the Board ordered that the license presently held by A. Thomas Barton be amended by adding the words "No. 30 and return" to paragraph one (1), and deleting paragraph four (4) therein. The License now to read as follows:

Class PC—For the transportation of general freight over the following routes and return:

(1) Fredericton to Moncton via Highways Nos. 9, 10, 2, 30 and return.

(2) Freight not to be picked up or delivered on Highway No. 2 between Sussex and Moncton.

(3) The Licensee may pick up and deliver freight at intermediate points between Sussex and Fredericton.

IN THE MATTER of the application of Cardinal Transport Limited, 275 Lakeshore Road, Pointe Claire, Quebec—Donald Brule, President, for a public motor truck license as follows:

For the carriage of uncrated, used, household, office and store furniture, from points in Quebec, Ontario and all Western Provinces as authorized, (X); From the New Brunswick-Quebec Border to New Brunswick, and return; from New Brunswick to all points on the New Brunswick-Nova Scotia Border for furtherance to all Provinces east of New Brunswick as authorized, and return; from and to all points at the New Brunswick-Nova Scotia and New Brunswick-Quebec Borders for movement in transit through New Brunswick, for interprovincial traffic only.

Appearances: Donald Brule appeared in person.

No one contra.

After hearing the applicant, the Board granted the application as follows:

CLASS F-X:

"For the carriage of uncrated, used, household, office and store furniture from points in Quebec, Ontario and all Western Provinces as authorized; From the New Brunswick-Quebec Border to New Brunswick and return. From New Brunswick to all points on the New Brunswick-Nova Scotia Border for furtherance to all Provinces east of New Brunswick as authorized, and return. From and to all points at the New Brunswick-Nova Scotia and New Brunswick-Quebec Borders for movement in transit through New Brunswick for inter-provincial traffic only."

The applicant was instructed to forward a copy of his Nova Scotia permit to the Board and also when his Prince Edward Island license is received to forward a copy to the Board.

IN THE MATTER of the application of Phillip L. Gomez, Lebanon, New Hampshire, for a public motor truck license as follows:

Hauling livestock using Route Nos. 2, 5, 9, 16 and 8—From Cape Tormentine and St. John, Newcastle and Grand Falls to the United States Border at Houlton, Maine.

Appearances: Rodman E. Logan, Esq., for the applicant.

No one contra.

After hearing Counsel, the Board ordered that a Temporary License be granted until the next sitting of the Board, at which time the application would be heard. Temporary Authority was granted as follows:

> Temporary Authority is hereby granted to Phillip L. Gomez, Lebanon, New Hampshire, to haul livestock using Route Nos. 2, 5, 8, 9, & 16 from Cape Tormentine and Saint John, Newcastle and Grand Falls to the United States Border at Houlton, Maine.

IN THE MATTER of the application of Henry Paul LeBlanc, St. Germain De Grantham Co., Drummond, Quebec, for a public motor truck license as follows:

License on Tractor—L-6303
License on Van—RL-4043

ROUTE TO BE FOLLOWED:

Route No. 9 to Quebec
Route No. 2 to Mont Joli.
Route No. 6 to Campbellton.
Route No. 11 to Shippegan.

The applicant appeared in person and no one contra.

After hearing the applicant, the Board approved the application as follows:

> For entrance to the Province of New Brunswick at Campbellton or Matapedia, and over Route 11 to Shippegan, New Brunswick, for the carriage of machinery, peat moss, empty bags, and return to the Province of Quebec, as authorized."

IN THE MATTER of the application of Charles A. Bryant, Norton, Kings County, New Brunswick, for a public motor truck license as follows:

"Norton to Saint John via Springfield and Hatfield's Point. Routes 2 and 40."

There was no appearance on behalf of the applicant and the Board ordered that the matter be set over to the next meeting and the applicant be notified to attend, or be represented at the meeting.

IN THE MATTER of the application of S.M.T. (Eastern) Limited, c/o P.O. Box 805, Saint John, New Brunswick, for permission to transfer a portion of its license:

TAKE NOTICE that S.M.T. (EASTERN) LIMITED has applied under the provisions of The Motor Carrier Act for permission to transfer to Wilfred Blanchard of the Village of Tracadie, in the County of Gloucester, bus driver, that portion of its Motor Carrier License 94A relating to the transportation of persons, baggage and express parcels for compensation between Newcastle and Tracadie, via routes number 8 and 11, intermediate points and return.

Appearances: E. Neil McKelvey, Esq., Q.C., for the applicant and also on behalf of the Assignee, Wilfred Blanchard.

No one contra.

Louis Mallette, Traffic Manager, S.M.T. (Eastern) Limited, was called as a witness. After hearing the witness and Counsel, the Board ordered: "That S.M.T. (Eastern) Limited be granted permission to transfer to Wilfred Blanchard of the Village of Tracadie in the county of Gloucester, Bus Driver, that portion of its Motor Carrier License 94A relating to the transportation of persons, baggage and express parcels for compensation between Newcastle and Tracadie via Route Nos. 8 and 11 intermediate points and return."

IN THE MATTER of the application of Archibald's Transfer Ltd., Amherst, Nova Scotia, c/o P.O. Box 805, Saint John N. B., for a public motor truck license as follows:

"CLASS PC-X:

For the carriage of goods under contract with Canada Packers Ltd., between Moncton and Nova Scotia Border via Routes 2 and 2A with rights of pick-up and delivery at all intermediate points and with the right to extend into Nova Scotia as authorized."

Appearances: E. Neil McKelvey, Esq., Q.C., for the applicant.

No one contra.

After hearing Counsel, the Board granted the application as follows:

"CLASS PC-X—For the carriage of goods between Moncton and the Nova Scotia Border via Routes 2 and 2A with rights of pick-up and delivery at all intermediate points, and with the right to extend into Nova Scotia, as authorized. All under contract with Canada Packers Ltd."

The applicant is to file a copy of his Nova Scotia license and a copy of the contract with Canada Packers Ltd., with the Board.

IN THE MATTER of the application of John C. Parker, Welsford, Queens County, c/o P.O. Box 805, Saint John, N. B., for a public motor truck license as follows:

"CLASS C-X:

Over all Highways in New Brunswick under contract with Joseph A. Likely Ltd., of Saint John, N. B., with the right to extend into Prince Edward Island and Nova Scotia, as authorized.

Appearances: Ronald G. Lister, Esq., for the applicant.

No one contra.

After hearing John C. Parker and Counsel and the contract being filed, the Board granted the application as follows:

Class C-X—Over all Highways in New Brunswick under Contract with Joseph A. Likely Ltd., of Saint John, N. B., with right to extend into Prince Edward Island and Nova Scotia, as auhtorized."

IN THE MATTER of the application of R. Elroy Hanes, 157 Arthur Street, Truro, Nova Scotia, for an extension of time for filing copies of Nova Scotia and Prince Edward Island Licenses.

A conditional license had been issued to the applicant to expire on the 19th of August and the Board ordered that the conditional license be extended until the 19th of October, 1961. The Board granted the license as follows:

"Class X—Refrigerated and general freight service between Nova Scotia and Prince Edward Island passing through and travelling on public highways in the Province of New Brunswick."

The Board ordered that the time for filing the Nova Scotia and Prince Edward Island licenses be extended until the meeting on October 19th, 1961.

Saint John, N. B.

Sitting—Sept. 21st.-22nd.-23rd. 1961.

IN THE MATTER of the application of Phillip L. Gomez, Lebanon, New Hampshire.

This is a remanet from the August meeting.

Appearances: Rodman E. Logan, Esq., for the applicant.

No one contra.

Mr. Logan advised the Board that he had no instructions from his client.

The Board after hearing counsel ordered the matter struck from the agenda, and instructed that if the matter was to be proceeded with it would be necessary to reapply and readvertise in the Royal Gazette.

IN THE MATTER of the application of Charles A. Bryant, Norton, Kings Co., N. B., for a public motor truck license as follows:—

"Norton to Saint John via Springfield and Hatfield's Point, Routes 2 and 40."

This is a remanet from the August meeting.

Appearances: Nita Bryant (Mrs. Charles A. Bryant) appeared for the applicant.

No one contra.

After hearing the applicant the Board approved the application as follows:—

"Norton to Saint John via Springfield and Hatfield's Point, Routes 2 and 40 and return."

IN THE MATTER of the application of Wendell MacWilliams, Carleton Siding, P. E. I., for extension of temporary authority as follows:—

"To haul farm produce from Prince Edward Island to the Nova Scotia Border on Routes 16 and 2 and return with building materials.

To haul peas and feed to New Brunswick on Routes 2,

2A, 9 and 5, and intermediate points and return to Prince Edward Island with feed, tile and gravel."

Appearances: Wendell MacWilliams appeared in person.

No one contra.

After hearing the applicant the Board ordered that a temporary authority be issued as applied for.

This temporary authority is for the period from September 23rd. until October the 19th. 1961.

The applicant was also instructed to advertise in the Royal Gazette at least 21 days before the next meeting of the Board which will be held on October 19th. 1961.

IN THE MATTER of the application of Thomas E. Monks, d/b/a Arrow Cartage, Port Credit, Ontario, for a temporary authority as follows:—

"To haul hospital furniture from the Province of Ontario, as authorized, to the Province of Nova Scotia, as authorized, with corridor rights through the Province of New Brunswick."

Appearances: E. Neil McKelvey, Esq., Q.C., appeared for the applicant.

George F. O'Connell, Esq., appeared contra for Speedway Express Ltd.

Rodman E. Logan, Esq., appeared contra for Day and Ross Transfer Limited.

After hearing counsel for the applicant and counsel contra, the Board ordered as follows:—

"Temporary authority is granted to Thomas E. Monks, Arrow Cartage, Port Credit, Ontario, to haul hospital furniture from the Province of Ontario, as authorized, to the Province of Nova Scotia, as authorized, with corridor rights through the Province of New Brunswick.

This permit is valid only for the period from September 23rd. 1961 to October 7th. 1961."

IN THE MATTER of the application of Leonard Hardie, Cumberland Co., N. S., for a temporary authority to haul blueberries:—

As the applicant was not represented at the hearing the Board ordered that the matter be struck from the docket.

IN THE MATTER of the application of William Brown, Mapleton, Cumberland County, N. S., for a renewal of temporary authority to carry blueberries.

As the applicant was not represented at the hearing the Board ordered that the matter be struck off the docket.

IN THE MATTER of the application of J. B. Jackson Co., Ltd., Simcoe, Ontario, to shew cause why it should not be required to apply for a Motor Carrier License.

Appearances: Ewart C. Atkinson, Esq., Q. C., for the applicant.

No one contra.

Upon hearing counsel for the applicant, and John Jackson, General Manager of J. B. Jackson Co., Ltd., the Board ordered that since the property being transported by the Company is bona fide, the property of the Company, that its operations are exempt under the provisions of Section 12 (1) (e) of The Motor Carrier Act.

IN THE MATTER of the application of Roy D. Mattinson, Pugwash, N. S., for a motor truck license to carry blueberries.

As no representative of the applicant appeared before the Board, the Board ordered the matter struck from the docket.

IN THE MATTER of the application of Lawrence Hanna, Parrsboro, N. S., for a temporary authority to carry blueberries.

As no representative of the applicant appeared before the Board, the Board ordered the matter struck from the docket.

IN THE MATTER of the application of Ernest Kenwood, Parrsboro, N. S., for a temporary authority to carry blueberries.

As no representative of the applicant appeared before the Board, the Board ordered the matter struck from the docket.

IN THE MATTER of the application of Guy McCabe, Truro, N. S., for a temporary authority to carry blueberries.

As no representative of the applicant appeared before the Board, the Board ordered the matter struck from the docket.

IN THE MATTER of the application of Marc Tremblay, 1156 Commercial St., St. Romuald, Quebec, for a temporary operating authority.

There was no appearance on behalf of the applicant.

John B. M. Baxter, Esq., appeared contra.

The Board considered a telegram from the solicitor of the applicant, and upon hearing counsel contra, granted the application as follows:—

"Temporary authority is granted to Marc A. Tremblay, of St. Romuald, Quebec, to carry for hire for J. L. Demers Ltd., of Levis, Quebec, building materials from Quebec, as authorized, to enter New Brunswick at Matapedia for delivery to Lanteigne & Sons at Atholville and to return empty, other than for exempt commodities.

This authority expires on October the 23rd. 1961."

IN THE MATTER of the application of Laurence B. Poole, Box 14, North Sutton, New Hampshire, U.S.A., for a temporary authority as follows:—

"For the carriage of fresh and frozen fish, fresh fruits and vegetables, including fresh and frozen blueberries, over all roads in New Brunswick, intermediate points and return."

Appearances: E. Neil McKelvey, Esq., Q.C., for the applicant.

No one contra.

After hearing counsel for the applicant, and the witness, Laurence B. Poole, the Board granted the application as follows:—

"Temporary authority is granted for the carriage of fresh and frozen fish, fresh fruits and vegetables, including fresh and frozen blueberries, over all roads in New Brunswick, intermediate points and return.

This authority is for the period September 23rd. 1961 to October the 21st. 1961."

IN THE MATTER of the complaint of M & D Transfer Limited against H. Robert Dickinson and Robert Davison Transport Reg'd.

The Board read a letter from Teed, Palmer, O'Connell & Leger, containing the complaint and ordered that the parties concerned appear before the Board at its next meeting to be held on October the 19th. 1961, to shew cause why the license of Robert Davison Transport Reg'd. should not be revoked under the provisions of Sect. 7(2) of The Motor Carrier Act.

IN THE MATTER of the complaint of Wilsil Meat Packers Ltd., P. O. Box 39, Montreal 3, Quebec against Miramichi Transport Ltd.

After reading the correspondence in this matter the Board ordered that Miramichi Transport Ltd., appear before the next meeting of the Board to be held on October the 19th, 1961, to shew cause why its license should not be revoked. Wilsil Meat Packers Ltd., P. O. Box 39, Montreal 3, Quebec, were also ordered to attend to give evidence in this matter.

IN THE MATTER of the transfer of the shares of Maine Maritime Express Lines Ltd.

Appearances: Rodman E. Logan, Esq., appeared for Maine Maritime Express Lines Ltd.

Mr. Logan advised the Board that he would be willing to furnish any information which the Board required as to the new ownership of the shares of Maine Maritime Express Lines Ltd.

The Board requested that information be furnished as to other Companies controlled by Date Line Rentals Ltd. or which are proposed to be controlled and also a balance sheet of Maine Maritime Express Lines Ltd. as of the effective date of the transfer of shares, and information as to any other classes of shares of Maine Maritime Express Lines Ltd. as common shares only were mentioned in the letter.

IN THE MATTER of two letters from Mr. Curtis Bonnyman, c/o Tuck's Transfer & Storage Ltd., P. O. Box 321, Moncton, N. B.

As Mr. Lawton, the Secretary of the Board, had already written to Mr. Bonnyman in connection with his letters the Board considered that no further action was necessary at this time.

IN THE MATTER of the application of Humphrey's Poultry Transportation Service, Dalton Humphrey, Applicant, 1219 Mountain Road, Moncton, N. B., to amend its public motor truck license as follows.

To amend present contract license by adding one more shipper. Contract to be filed with Board.

Appearances: Leonard C. Jones, Jr., Esq., for the applicant.

No one contra.

The Board noted that the application published in the Royal Gazette was not in the same terms as the application as contained in the Board's form 100, and the Board ordered that the application be readvertised in the terms as set out in Form 100 and as it was requested to be amended by the applicant, to show inter-provincial rights applied for.

IN THE MATTER of the application of Morgan Drive Away, Inc., 500 Equity Building, Elkhart, Indiana, U.S.A., for a public motor truck license as follows:—

"For the carriage of trailers on their own wheels and also on low beds from all points in New Brunswick and from the Nova Scotia-New Brunswick Border, as authorized, to the New Brunswick and United States Border and into the United States, as authorized."

Appearances: Charles Y. Swanton, Esq., for the applicant.

No one contra.

After hearing counsel for the applicant, the Board approved the application as follows:—

"For the carriage of trailers on their own wheels and also on low beds from all points in New Brunswick and from the Nova Scotia-New Brunswick Border, as authorized, to the New Brunswick and United States Border and into the United States as authorized."

The Board further ordered that the restriction presently contained be removed.

IN THE MATTER of the application of Ferguson Bros. Transfer, 9 Douglas Street, Sydney, N. S., for a public motor truck license as follows:

"CLASS: F—Extra-Provincial.

For the carriage of Furniture into, out of and through the Province of New Brunswick."

Appearances: Daniel Ferguson appeared in person.

No one contra.

After hearing the applicant the Board granted the application as follows:—

"Temporary authority is hereby granted to Malcolm J. Ferguson and Daniel A. Ferguson, d/b/a Ferguson Bros. Transfer, to carry used, uncrated furniture from the Province of Nova Scotia, as authorized, into New Brunswick and over all routes and in and through and out of New Brunswick and return.

This authority expires October 23, 1961."

The Board further ordered that information with reference to the estate of the late Norman Ferguson, from which the business had been purchased, be forwarded to the Board for approval by the Secretary and if satisfactory license to be issued.

(Note) Satisfactory information having been filed, the license was issued in October.

IN THE MATTER of the application of Motorways (Maritime) Limited, c/o P. O. Box 805, Saint John, N. B., for permission to transfer their license.

"TAKE NOTICE that Motorways (Maritime) Limited has applied under the provisions of The Motor Carrier Act for permission to transfer the License of such licensed motor carrier to Barnhill's Transfer Ltd."

Appearances: E. Neil McKelvey, Esq., Q.C., for the applicant.

No one contra.

Upon hearing counsel, and a copy of the assignment having been filed, the Board ordered as follows:—

The Board approved the application of Motorways (Maritime) Ltd. to transfer its License to Barnhill's Transfer Ltd., with a provision that any repetition in rights in the statement of combined licenses granted herein shall not be construed as conferring more than one operating right in respect thereof.

> The first paragraph of the applicants' license reads as follows: "Over Highway Route 2 and over Trans-Canada Highway, with the privilege of picking up freight in truck load lots within the Province for delivery outside the Province except to Nova Scotia and Prince Edward Island and the privilege of delivering freight in truck load lots within the Province from outside the Province, except from Nova Scotia and Prince Edward Island."

and Mr. McKelvey asked that the restrictions in regard to interprovincial traffic to and from Nova Scotia and Prince Edward Island be eliminated.

Approval was made subject to the filing by the applicant of an affidavit that provision had been made for the protection of all creditors. This transfer to become effective upon the applicant advising the Board that all the covenants contained in the agreement between the parties have been concluded.

IN THE MATTER of the application of Morin Heights Express Company Limited, Morin Heights, Quebec, for a public motor truck license over the following routes:—

CLASS: Furniture.

Transportation of uncrated used furniture and household effects from Quebec-New Brunswick Border to all points located within the Province of New Brunswick and to the Nova Scotia-New Brunswick Border for furtherance into Nova Scotia, as authorized, and return."

Appearances: Owen LeGallee appeared in person.

No one contra.

After hearing the applicant the Board granted the application as applied for.

IN THE MATTER of the application of Nova Scotia Blueberry Exporters Ltd., Parrsboro, N. S., for a public motor truck license over the following routes:—

> **"For the carriage of fresh and frozen blueberries from Nova Scotia, as authorized, into New Brunswick with the right to drop off and pick up and through, and from New Brunswick into the United States and the Province of Quebec, as authorized, and return."**

Mr. McKelvey asked that the application be amended by adding the words "carrying empty containers on their return trips" be added to the license.

Mr. McKelvey submitted as an alternative to his application for the license that, as the company leased the trucks for the period of time that they were required, in this case the trucks were in effect, owned by the applicant and since they were carrying goods bona fide the property of the applicant, that they were exempt under the provisions of the Motor Carrier Act.

Counsel cited the following cases, Comer v. Howaluk, 1938, 4 D.L.R. 181; Meason v. Michael, 1959, 18 D.L.R. 658; also Sanigan and Drydens "Words and Phrases" at p. 117 re "owner".

The Board rejected this submission made by Mr. McKelvey and granted the license as follows:—

> "For the carriage of fresh and frozen blueberries from Nova Scotia, as authorized, into New Brunswick with the right to drop off and pick up and through and from New Brunswick into the United States and the Province of Quebec, as authorized, and return, carrying empty containers on the return trip."

IN THE MATTER of the application of Conrad Bros., Ltd. Dartmouth, R.R. No. 1, N. S., for a public motor truck license over the following routes:—

> **"All routes and Class S. for hauling steel and pipe and heavy equipment."**

Appearances: E. Neil McKelvey, Esq., Q.C., for the applicant.

George F. O'Connell, Esq., for Speedway Express, contra.

Mr. McKelvey asked to amend the application by adding the words "from points in Nova Scotia as authorized to points in New Brunswick." Harold Conrad, President of Conrad Bros., Ltd. gave evidence and the Board after hearing the witness and what was alleged by counsel granted the application as follows:—

> "Class S-X—For hauling steel, pipe and heavy equipment over all highways in the Province of New Brunswick from points in Nova Scotia, as authorized, to points in New Brunswick."

IN THE MATTER of the application of Clowes Transport Ltd., c/o Turney Jones, Solicitor for the applicant, Box 339, Woodstock, N. B., for a public motor truck license over the following routes:—

"For permission to transfer to Day and Ross Transfer Limited his New Brunswick Motor Carrier Board License bearing the number 52 and being Class PC-X-C for the carriage of general freight over the following routes and return.

Fredericton to Moncton via Highway No. 9 and 30 and return.

From New Brunswick-Quebec Border to Moncton via Highways 2 and 2A and return.

From Woodstock to United States Border via Highway No. 5 and return.

From Perth to Grand Falls via Highway No. 22 and return.

From Woodstock to Andover via Highway 2B and 42 and return.

From Edmundston to Clair via Highway No. 20 and return.

From St. Leonard to St. Quentin via Highway No. 17 and return.

This License does not confer on the holder the right to engage in International Commerce except for goods originating at or destined for Houlton, Maine.

AMENDED FEBRUARY 16, 1961:

CLASS C: As a Contract Carrier for Consolidated Dyestuffs and Chemicals Limited of Montreal, Quebec, from Saint John to Milltown over Highway No. 1 and return.

Appearances: Rodman E. Logan, Esq., appeared for Turney Jones, Esq., for the applicant.

George F. O'Connell, Esq., contra for Speedway Express Ltd.

Joseph E. Palmer, Secretary-Treasurer, of Day and Ross Transfer Limited gave evidence as to reasons for the transfer. After hearing the witness and counsel the Board ordered that the application be approved, and that the routes that each company had in common shall be merged with a result that Day and Ross Transfer Limited will have added to their license the following.

From Edmundston to Clair via Highway No. 20 and return.
From St. Leonard to St. Quentin via Highway No. 17 and return.

CLASS C:

As a Contract Carrier for Consolidated Dyestuffs and Chemicals Ltd. of Montreal, Quebec, from Saint John to Milltown over Highway No. 1 and return.

That the restriction contained in the Clowes Transport Ltd. License be taken out. The reason that the Board ordered that the routes which were duplicated be considered as merged is so that there will be no question that there are two operating rights over one particular route.

IN THE MATTER of the application of Chase Transfer Corporation, Portland, Maine, for a public motor truck license as follows:

"All roads in New Brunswick for Contractor's Equipment, Building and Construction Equipment and Materials, Steel, Tanks, Factory Equipment, Machinery and Machine Parts, and Boats which because of size or weight require special equipment or specialized handling, and supplies and materials as are necessary to the installation of the described commodities."

Appearances: E. Neil McKelvey, Esq., Q. C., appeared for the applicant.

George F. O'Connell, Esq., appeared for Speedway Express Ltd. contra Rodman E. Logan, Esq., appeared for Day & Ross Transfer Limited contra.

Both Mr. O'Connell and Mr. Logan advised the Board that they wished to withdraw their objections to the application.

Mr. McKelvey, stated that he would like to amend the application by adding after the word "commodities" the words "to and from all points in the United States of America, as authorized."

Paul E. Merrill was called as a witness and sworn, stated that he is the President of the applicant and owns the majority of the stock. The type of operation carried on was described by the witness and information was given as to the type of licenses held in other jurisdictions.

After hearing counsel and the witness the Board approved the application as follows:

> "All roads in New Brunswick for Contractor's Equipment, Building and Construction Equipment and Materials, Steel, Tanks, Factory Equipment, Machinery and Machine Parts and Boats which because of size or weight require special equipment or specialized handling, and supplies and materials as are necessary to the installation of the described commodities, to and from all points in the United States of America, as authorized."

IN THE MATTER of the application of Renaud Galipeau, 15 Fraser St., Sherbrooke, Que., c/o P. O. Box 805, Saint John, N. B., for a motor truck license as follows:

"Routes 2 and 2A—from the Quebec-New Brunswick border to Saint John and return for the carriage of goods for the account of Magog Foundry Limited.

Routes 2 and 2A—from the Quebec-New Brunswick border to Saint John and return with authority to serve Hartland, Grand Falls, Woodstock, Fredericton and Saint John for the account of Thomas Bonnar & Company (Canada) Limited."

Appearances: E. Neil McKelvey, Esq., Q. C., appeared for the applicant.

John B. M. Baxter, Esq., contra, for McClure Transport Ltd.

Rodman E. Logan, Esq., contra, with reference to part 2 of the application only, for Day & Ross Transfer Limited.

Renaud Galipeau was sworn and testified that he is the owner of the Company and had been in business for 15 years. The applicant produced his Quebec license and a copy was filed with the Board and it described the type of operation that he was carrying on at present time and what he wished to do.

John Mailloux, was called as a witness and sworn and testified that he was in charge of the plumbing and heating department of Thorne's Hardware Limited and described excellent business relations with Renaud Galipeau and the regular use which he made of his trucking services.

Joseph E. Palmer was called by Rodman E. Logan contra and testified that he was representing Day & Ross Transfer Limited and described the effect which this license, if granted, might possibly have on his Company.

After hearing the counsel and the witnesses the Board ordered that the first part of the application be granted as follows:

> "Routes 2 and 2A—from the Quebec-New Brunswick Border to Saint John and return for the carriage of goods of Magog Foundry Limited and for its account."

The matter of the second part of the application was held over until the next meeting of the Board to be held on October the 19th, 1961.

The Board ordered that the Secretary notify Arthur Galipeau of the application as he held a right corresponding to the second part of the application.

Saint John, N. B.
Sitting
October 19-20th, 1961.

IN THE MATTER of the application of Renaud Galipeau, 15 Fraser St., Sherbrooke P.Q., P.O. Box 805 Saint John, N. B., for a public motor truck license as follows:

"From the Quebec-New Brunswick Border to Saint John and return with authority to serve Hartland, Grand Falls, Woodstock, Fredericton and Saint John for the carriage of goods of Thomas Bonnar & Company (Canada) Limited over Routes 2 and 2A."

This is a remanet from the September sitting of the Board.

Appearances: Ronald G. Lister, Esq., appeared for the applicant, and stated that he had a witness who would not be available until the afternoon and asked that the matter be set over until the afternoon session of the Board.

At 2 P.M. the following appeared.

Ronald G. Lister Esq., for the applicant.

John B. M. Baxter, Esq., contra, for McClure Transport, Ltd.

Rodman E. Logan, Esq., contra, for Day and Ross Transfer Ltd.

Henry Marquis, Esq., stated that he had received a letter from Arthur Galipeau asking if he would appear contra to the application but he had not received any instructions from Mr. Galipeau so he wished his appearance to be noted as a matter of record only.

Gaston Godbout, Esq., Office Manager of Thomas Bonar and Company (Canada) Limited, East Angus, Quebec was sworn and testified as to the amount of traffic which they had coming to the Province of New Brunswick and their dealings with Renaud Galipeau and as to the rates charged by Renaud Galipeau for services rendered. The witness was cross-examined by Rodman E. Logan and by John B. M. Baxter.

After hearing the witness and what was alleged by counsel the Board approved the application as follows:

> "For the carriage of goods of Thomas Bonar and Co. (Canada) Limited from the Quebec-New Brunswick Border to Saint John and return with authority to serve Hartland, Grand Falls, Woodstock, Fredericton and Saint John over Routes 2 and 2A."

IN THE MATTER of the application of Francois Nolin Limited, 131 7th St., Limoilou, P.Q., for a public motor truck license as follows:

Delivery of meat products to different business firms for the account of LeGrade Inc. of Quebec City. The meat woud be taken at Le Grade Inc. plant in the city of Quebec. Two special refrigerated trucks needed one entering by Edmunston and the other by Campbellton N. B. Both once a week.

Appearances: The applicant Francois Nolin appeared in person, and gave evidence as to the type of business he wished to carry on.

George Guilmette was called as a witness on behalf of Mr. Nolin and stated that he was the Traffic Manager of LeGrade Inc. and testified as to the use they would make of Francois Nolin Limited Trucking Services.

As the notice did not appear in the Royal Gazette in time the Board heard the evidence but ordered that the applicant re-advertise in the Royal Gazette and also advertise for permission to haul potatoes from the Province of New Brunswick to the Province of Quebec.

The Board ordered the matter set over until the next meeting of the Board to be held on November the 16th and stated that if no objections were received that it would not be necessary for Mr. Nolin to re-appear, but the evidence given at this meeting would be taken into consideration.

IN THE MATTER of the application of Louis Salemme, 19 College Street, Burlington, Mass., for a public motor truck license as follows:

"To haul fresh and frozen fish, fresh fruit and vegetables to and from all points in New Brunswick and into and

from all points in United States with the right to extend into Nova Scotia and Prince Edward Island.

Appearances: Ronald G. Lister, Esq., stated that notice had been placed in the Royal Gazette for the November meeting of the Board and asked for an extension of the temporary authority until that time.

After hearing counsel the Board ordered that a temporary authority be granted as follows:

"Temporary authority is hereby granted to Louis Salemme, 19 College Street, Burlington, Mass., to haul fresh and frozen fish, fresh fruit and vegetables to and from all points in New Brunswick and into and from all points in the United States with the right to extend into Nova Scotia and Prince Edward Island.

This authority expires November the 16th., 1961."

IN THE MATTER of the application of McCallum Mobile Home Convoy, 3808 Girouard Street, Montreal, Quebec.

Temporary authority had previously been given to McCallum Mobile Home Convoy as follows:

"Temporary authority is hereby granted to McCallum Mobile Home Convoy of Montreal, Quebec to haul mobile homes on their own wheels from the Quebec-New Brunswick Border to Saint John, N. B.

This authority expires October the 19th, 1961."

As there was no appearance on behalf of the applicant the Board ordered the matter struck from the docket.

IN THE MATTER of a temporary authority granted to A. C. Mallet and Fils, Ltd. On October the 6th., 1961 temporary authority had been given to the applicant as follows:

"Temporary authority is hereby granted to A. C. Maillet & Fils Ltd., of Shippegan, N. B., to haul cement blocks from Bathurst to Shippegan and return with a 1955 G.M.C., 4 ton, Serial No. 59753622362 and a 1956 Chevrolet—3 ton, Serial No. 61653608211.

This authority expires October the 19th., 1961."

Appearances: J. L. Albert Robichaud appeared for the applicant and claimed that the operation carried on by his client was not within the Regulations of the Motor Carrier Board as the blocks were purchased by him at Bathurst.

After hearing counsel the Board ordered as follows:

That the operation carried on by A. C. Mallet and Fils, Ltd., does not constitute the company a common carrier and it should not be required to obtain a license from the Board.

IN THE MATTER of the application of Laurence B. Poole, Box 14, North Sutton, New Hampshire, U. S. A., for a public motor truck license as follows:

"For the carriage of fresh and frozen fish, fresh fruits and vegetables, including fresh and frozen blueberries over all roads in N. B., intermediate points, and return."

Appearances: Ronald G. Lister, Esq., appeared for the applicant and stated that notice was being published in the Royal Gazette for the November 16th meeting and asked for a temporary authority until that time.

After hearing counsel the Board granted the temporary authority as follows:

"Temporary authority is granted to Lawrence B. Poole, North Sutton, New Hampshire, U. S. A., for the carriage of fresh and frozen fish, fresh fruits and vegetables, including fresh and frozen blueberries, over all roads in New Brunswick, intermediate points and return.

This authority is for the period October the 19th., to November the 16th., 1961."

IN THE MATTER of the application of Archibald's Transfer Ltd., Amherst, N. S., for a public motor truck license as follows:

"CLASS S—X for the carriage of general freight from the New Brunswick-Nova Scotia Border to Cape Tormentine, New Brunswick over Routes 2 and 16 and return as a Corridor Operation only.

Appearances: Ronald G. Lister, Esq., appeared for the applicant and stated that the matter had been advertised for the November 16th., meeting of the Board and requested temporary authority until that time.

Upon hearing counsel the Board ordered that a temporary authority be issued as follows:

"Temporary authority is hereby granted to Archibald's Transfer Ltd. for a Class S-X License for the carriage of general freight from the New Brunswick-Nova Scotia Border to Cape Tormentine, New Brunswick over Routes 2 and 16 and return as a Corridor Operation only.

This temporary authority expires on November the 16th., 1961."

IN THE MATTER of the application of George Trail, Millville, York County, N. B., for a public motor truck license as follows:

"To carry for hire for Southampton Contractors Ltd. of Southampton, York County, N. B., processed lumber over all highways in the Province of New Brunswick and to the New Brunswick-Maine Borders and into Maine, as authorized, and return."

"For the carriage of Fertilizer from Saint John and St. Stephen over Routes 1, 2, 2A and 3 to Woodstock and intermediate points."

As there was no appearance on behalf of the applicant the Board ordered the application stricken from the docket, and the temporary authority issued on the 11th., day of September, 1961 to the 11th., day of October, 1961 be not renewed or extended.

IN THE MATTER of Murray D. Teasdale, Post Road, Antigonish, N. S., for a public motor truck license as follows:

"For the transport of all bulk petroleum products in special equipment to all points in New Brunswick from the New Brunswick-Nova Scotia border, and from all points in New Brunswick to the New Brunswick-Nova Scotia Border, and in particular, permission to transport said bulk petroleum products in special equipment from the New Brunswick-Nova Scotia Border to Moncton, New Brunswick and surrounding area.

Appearances: Ronald G. Lister, Esq., appeared for the applicant and Leonard Jones, Esq. contra for Brunswick Petroleum Transport Ltd.

Upon hearing counsel the Board ordered the temporary authority extended as follows:

"Temporary authority is hereby granted to Murray D. Teasdale, to transport all bulk petroleum products in special equipment to all points in New Brunswick from the New Brunswick-Nova Scotia Border, and from all points in New Brunswick to the New Brunswick-Nova Scotia Border, and in particular, permission to transport said bulk petroleum products in special equipment from the New Brunswick-Nova Scotia Border to Moncton, N. B. and surrounding area.

This temporary authority expires November 16, 1961."

IN THE MATTER of the application of Michael Transport Inc., 57 Laurier St., Quebec, for a public motor truck license as follows:

"To carry chicken and other poultry under contract with Cooperative Federee de Quebec, from the Province of Quebec, as authorized, into the Province of New Brunswick, over routes 11, 17, 8, 12, 2, 2A and 9, for delivery to Campbellton, Dalhousie, Bathurst, Newcastle, Chatham, Moncton, Sussex, Saint John, Fredericton, Grand Falls, Edmundston, and intermediate points and return."

Appearances: George F. O'Connell, Esq., appeared for the applicant and asked for an extension of the temporary authority amended to include all routes in New Brunswick, until the next meeting of the Board.

After hearing counsel the Board ordered that the temporary authority be granted as follows:

"Temporary authority is hereby granted to Michel Transport Inc., of Princeville, Quebec, to haul under Contract with Co-operative Federee of Quebec, Quebec City, chickens and poultry, over all routes in the Province of New Brunswick.
This authority expires November the 16th. 1961."

IN THE MATTER of the application of R. Elroy Hanes, d/b/a Elroy's Transport, Truro, N. S. for extension of the time allowed for filing copies of Nova Scotia and Prince Edward licenses.

Refrigerated and general freight service between Nova Scotia and Prince Fdward Island passing through and travelling on public highways in the Province of New Brunswick.

Appearances: Ronald G. Lister, Esq., appeared for the applicant.

The Board had previously granted authority as above to the applicant until the 19th day of October 1961, subject to filing by them of copies of the above licenses.

After hearing counsel the Board granted an amendment of the condition as follows:

"This License is subject to the filing of a copy of the Prince Edward Island License by February the 1st, 1962."

IN THE MATTER of a letter from Maine Maritime Express Lines Ltd.

At the last meeting of the Board held on September the 21st. and 22nd., the Board had ordered that Maine Maritime Express Lines Ltd., submit a financial statement to the Board.

The financial statement was received and the Board ordered that the financial report be filed and no further action be taken.

IN THE MATTER of the application of Security Storage (Big 4) Ltd., 10625-92 St., Edmonton, Alberta, for a public motor truck license as follows:
"Hauling household goods into New Brunswick from other Provinces and out of New Brunswick to other Provinces."

Appearances: John B. M. Baxter, Esq., appeared for the applicant.
No one contra.

After hearing counsel the Board granted the application as follows:—

Class F—Extra Provincial:—

"Hauling household goods into New Brunswick from other Provinces and out of New Brunswick to other Provinces."

IN THE MATTER of the application of Arrow Cartage Co., Per Thomas E. Monks, 1801 North Sheridan Way, Clarkson, Ontario, for a public motor truck license as follows:

"Class F:—

1. **For the carriage of uncrated used, household, office and store furniture and;**
2. **Where specially designed vehicles of the drop frame type are used, equipped with pads, belts, hooks, wardrobes, and special packing containers are used for the carriage of:**
   - (a) **New uncrated, furniture and fixtures to be used in a dwelling when part of the equipment or contents of such dwelling:**
   - (b) **New, uncrated furniture and fixtures of offices, museums, hospitals, factories, and public institutions when part of the equipment of same;**
   - (c) **Objects of art, displays, and exhibits which because of their unusual nature or value require specialized handling; from points in the Township of Toronto to:**

The Quebec-New Brunswick border at or near St. Jacques for furtherance to points in the Province of New Brunswick, Nova Scotia, and Prince Edward Island, as authorized and by shipment from the said provinces as authorized from the Quebec-New Brunswick Border at or near St. Jacques to the Township of Toronto."

Appearances: Ronald G. Lister, Esq., appeared for the applicant, and stated that no objections had been received.
Thomas E. Monks, the applicant, was sworn and gave evidence as to the type of business to be carried on by the Company.

Upon hearing counsel and the witness the Board granted the application as follows:

"Class FX:

1. For the carriage of uncrated, used household, office and store furniture; and
2. Where specially designed vehicles of the drop frame type are used, equipped with pads, belts, hooks, wardrobes, and special packing containers; for the carriage of
    - (a) New uncrated furniture and fixtures to be used in a dwelling when part of the equipment or contents of such dwelling;
    - (b) New uncrated furniture and fixtures of offices, museums, hospitals, factories and public institutions when part of the equipment of same;
3. Objects of art, displays, and exhibits which because of their unusual nature or value require specialized handling; from points in the Township of Toronto to:

The Quebec-New Brunswick border at or near St. Jacques, for furtherance to points in the province of New Brunswick, and to Nova Scotia, and Prince Edward Island, as authorized and by shipment from the said Provinces as authorized from the Quebec-New Brunswick Border at or near St. Jacques to the Township of Toronto.

This License is granted subject to the filing of Nova Scotia and Quebec Licenses within six months from date."

IN THE MATTER of the application of Dalton Humphrey, d/b/a Humphrey's Poultry Transportation Service, Moncton, N. B., for a public motor truck license as follows:

"To amend existing contract license in order to add one more shipper, namely Swift Canadian Co. Ltd., for carriage of its goods over all highways in New Brunswick including the New Brunswick-Nova Scotia Border and Cape Tormentine to points in Nova Scotia and Prince Edward Island, as authorized, and return.

Appearances: Leonard C. Jones, Esq., appeared for the applicant.

No one contra.

After hearing counsel the Board approved the application as follows:

by amending the present license by adding the following.

"As a contract Carrier for Swift Canadian Co. Ltd., over all Highways in New Brunswick including the New Brunswick-Nova Scotia Border and Cape Tormentine and to points in Nova Scotia and Prince Edward Island, as authorized, and return.

NOTE: The rights as a Contract Carrier for Swift Canadian Co. Ltd., set out above are subject to a condition that unless the Nova Scotia License No. X-3937 is amended to include a complementary right and unless a complementary right is obtained from the Public Utilities Commission of the Province of Prince Edward Island and a notarially certified or photostatic copy of each license filed by the 20th. day of April, A.D. 1962, the right to carry into Nova Scotia and Prince Edward Island as a contract carrier for Swift Canadian Co. Ltd. will automatically expire and this license and forms 105 should then be returned to this office for amendment."

The intra-provincial rights of this carrier are not affected by the above condition.

IN THE MATTER of the application of Wendell McWilliams, Carleton Siding, Prince Edward Island, for a public motor truck license as follows:

"To carry from Prince Edward Island into and through New Brunswick over Routes 16 and 2 to the Nova Scotia Border and into Nova Scotia, as authorized over Routes 2, 2A, 15 and 9 to Saint John and Fredericton and intermediate points, peas and feed, and farm produce and return to Prince Edward Island with feed, tile and gravel."

A letter was received from the applicant advising that he had disposed of his tractor-trailer and was withdrawing his application.

The Board ordered that the application be struck from the docket.

IN THE MATTER of the application of William Maston, 646 Union Street, Fredericton, N. B., for permission to transfer his public motor bus license to Joseph S. Gallant.

Appearances: Mrs. Olla Caroline Maston, wife of William Maston, appeared on behalf of the applicant, who was ill. An affidavit of William Maston was read by the Chairman re publication of notice of proposed transfer and a copy of the agreement between the parties was filed. No objections had been received by the applicant. Upon hearing the witness and considering the affidavits the Board granted the application as follows:

A transfer of Public Motor Bus License presently held by William Maston to Joseph S. Gallant is approved as follows:

"Public Motor Bus service between Chipman in the County of Queens to Albrights Corner (Route 10) and Albright's Corner to McGowan's Corner in the County of Sunbury; McGowan's Corner to Fredericton (Route 9). Leaving Chipman at 8:30 a.m. for Fredericton and return at 5:15 p.m. daily except Sunday; and leaving Chipman on Sundays at 7:00 a.m. and return leaving Fredericton at 9:15 p.m."

IN THE MATTER of the application of Robert Davison Transport Reg'd., Port au Pique, N. S., c/o John B. M. Baxter, 50 Princess Street, Saint John, New Brunswick, for a public motor truck license as follows:

"To amend License No. 43 to include a contract license (Class C): To haul the products of Kraft Foods Ltd. from Montreal, P.Q. to Moncton, N. B., and return."

Appearances: John B. M. Baxter, Esq., appeared for the applicant, and asked that the application be withdrawn.

After hearing counsel the Board ordered the matter struck from the docket.

IN THE MATTER of an order directed to Robert Davison Transport Reg'd., Port au Pique, N. S., c/o John B. M. Baxter, 50 Princess Street, Saint John, New Brunswick, to shew cause why its license should not be revoked, under the provisions of Section 7(2) of The Motor Carrier Act.

Appearances: John B. M. Baxter Esq., appeared for Robert Davison Transport Reg'd.

George F. O'Connell, Esq., for M & D Transport. Ronald G. Lister, Esq., on behalf of McKelvey, Macaulay, Machum & Fairweather.

The Board ordered that this matter be set over until the next meeting of the Board to be held on November the 16th., 1961.

IN THE MATTER of the application of Roy M. Stickney, Florenceville, New Brunswick, for a public motor truck license as follows:

"For carriage of Farm Machinery for Cockshutt Plough Co., on all routes in New Brunswick."

No one appeared for the applicant.

George F. O'Connell appeared contra.

The Board ordered that the matter be set over to be a remanet for the next meeting November 16th., 1961 and the Board ordered that a letter be written to Mr. Stickney advising him that he or a representative must be present at the next meeting of the Board to present the application.

IN THE MATTER of the application of Diamond Transportation System Inc., Racine, Wis., Box A., for a public motor truck license as follows:

"Class:—Restricted Trucking—long distance—radius—irregular.

SERVICE:—From the New Brunswick-Quebec Border (all ports of entry on the New Brunswick-United States Border and the New Brunswick-Maine Border) to all localities situated in the Province of New Brunswick and return, for the transportation on trailers equipped with special loading and unloading devices of Agricultural Machinery and Implements, Tractors (excluding Tractors designed primarily for use, in the hauling of goods over the highways) attachments and auxiliary parts which have been or will be transported in transit through the Province of Quebec to or from all ports of entry on the New Brunswick-United States Border."

Appearances: John B. M. Baxter, Esq., appeared for the applicant.
George F. O'Connell appeared contra for Speedway Express Ltd.

Day and Ross Limited forwarded a letter of objection.

Mr. Clarence Jenson was sworn and stated that he was the President and General Manager of the applicant and gave particulars as to the type of operation which he wished to carry on in the Province of

New Brunswick. A copy of his ICC License was put in evidence along with photo-static copies of the Quebec License and the Ontario License and two copies of a rate tariff.

Eldon Shorey of the City of Saint John, Branch Manager of Speedway Express Limited was called as a witness and sworn and testified as to the effect this proposed operation would have on his company. Mr. O'Connell read an affidavit of Joseph E. Palmer of Hartland, N. B., Secretary-Treasurer and General Manager of Day and Ross Transfer Co. Limited with reference to the application.

After hearing counsel and the witnesses, the Board ordered that the application be refused.

The Board further stated that as a matter of Policy it was not considering the evidence contained in the affidavit of Joseph E. Palmer, Secretary-Treasurer and General Manager of Day and Ross Transfer Co. Limited, and that the Board would not in the future consider affidavits in contested matters as there would be no opportunity for opposing counsel to cross-examine thereon.

IN THE MATTER of Miramichi Transport Limited, Chatham, New Brunswick, to shew cause why its license should not be revoked.

Letters had been received by the Board with reference to this matter and as it appeared that the matter had been satisfactorily adjusted no action was taken by the Board.

Saint John, N. B.

Sitting, November 16-17th., 1961.

Remanets:

IN THE MATTER of Robert Davison Transport Reg'd., Port au Pique, N. S., to shew cause why its license should not be revoked under the provisions of Section 7 (2) of The Motor Carrier Act.

Appearances: George F. O'Connell, Esq., appeared on behalf of M & D Transfer Ltd., and stated that John B. M. Baxter Esq., Solicitor for Robert Davison Transport Reg'd., would not be able to appear before the Board for the hearing.

Mr. O'Connell stated that the matters in dispute between M & D Transfer Ltd. and Robert Davison Transport Reg'd., had been satisfactorily arranged and asked the Board to withdraw the order to shew cause why the license of Robert Davison Transport Reg'd should not be revoked under the provisions of Section 7 (2) of the Motor Carrier Act.

Upon hearing counsel the Board allowed the order directed to Robert Davison Transport Reg'd., to shew cause why its license should not be revoked under the provisions of Section 7 (2) of the Motor Carrier Act to be withdrawn.

IN THE MATTER of the application of Roy M. Stickeny, Florenceville, New Brunswick, for a public motor truck license as follows:

"To carry Cockshutt Farm Machinery on all routes in New Brunswick."

This matter was a remanet from the previous meeting of the Board.

Appearances: Roy M. Stickney appeared in person.
George F. O'Connell, Esq., appeared contra for Speedway Express Ltd.

Upon hearing the applicant and counsel the Board granted the application as follows:

"To carry Cockshutt Farm Machinery only, on all routes in the Province of New Brunswick, subject, however, to a prohibition against carrying any of these goods—to or from the Province of Quebec or to or from the Quebec-New Brunswick Border and against inter-lining with any other carrier."

IN THE MATTER of the application of T. Gervais Express Reg'd., 1924 Maisonneuve, Montreal, Quebec for a temporary authority to haul one load of restaurant equipment from Montreal to Moncton, New Brunswick.

Appearances: There were no appearances on behalf of the applicant.

Upon hearing the Secretary as to the circumstances of this application the Board ordered that a temporary authority be granted as follows:

"Temporary authority is hereby granted to T. Gervais Express Reg'd., to haul restaurant equipment from Montreal to Moncton, one load only. This authority expires November 22nd., 1961.

IN THE MATTER of the application of Brook Ledge Inc., 210 Main Street, Hackensack, New Jersey, U. S. A., for a temporary license as follows:

CLASS A:—Restricted trucking, Long Distance, Irregular Routes.

CLASS B:—Restricted trucking, Long Distance, Irregular Routes.

SERVICE A:—

From the United States and Quebec Border, all Ports of Entry to all points in the Province of New Brunswick and return, for the transportation of horses (other than ordinary livestock) and equipment and paraphernalia incidental to the transport, care and display of such horses.

SERVICE B:

From the United States, Quebec Border (all ports of entry) to all points in the Province of Nova Scotia and Prince Edward Island and return, for the transportation of horses (other than ordinary livestock) and equipment and paraphernalia incidental to the transportation, care and display of such horses, which have been, or shall be, transported, in transit, through the Province of New Brunswick.

RESTRICTIONS:—

1. **No local service in the Province of New Brunswick.**
2. **This service is to be operated solely in conjunction**

with Permit No. MC-96448, Sub 6, issued by the Interstate Commerce Commission of the United States, dated November 4th, 1960.

Appearances: Rodman E. Logan, Esq., appeared for the applicant.

No one contra.

Mr. Logan asked that the matter be set over until the next meeting of the Board.

After hearing counsel the Board granted the application to set this matter over for the next meeting of the Board to be held on December the 21st., 1961.

IN THE MATTER of the application of Leandre Richard, Cocagne, New Brunswick, for an extension of his temporary authority as follows:

"Temporary authority is hereby granted to Leandre Richard of Cocagne, New Brunswick, to carry pool car freight for the account of Muirhead Forwarding Ltd., from Moncton to Campbellton and intermediate points and from Moncton to Saint John and intermediate points.

This authority is for a 1956 GMC-Serial No. 697338800184 and a 1961 GMC Serial No. 1C96503601439E.

This authority expires November the 23rd., 1961."

Leandre Richard appeared in person and explained that he had a number of trucks some of which were leased to Muirhead Forwarding Ltd. and operated by this company with their own trucks and Mr. Richard was compensated for the use of his trucks by either a flat rate per hour or on a mileage basis.

After hearing the applicant the Board ordered that in view of the type of operation carried on by Mr. Richard with Muirhead Forwarding Ltd. that no authority would be necessary from the Board.

IN THE MATTER of the application of Michel Transport Inc., 57 Laurier St., Que., P. O. Box 1324, Saint John, New Brunswick, for a public motor truck license as follows:

"To carry chicken and other poultry under contract

with Co-operative Federee de Quebec, from the Province of Quebec, as authorized, into the Province of New Brunswick, over routes 11, 17, 8, 12, 2, 2A and 9, for delivery to Campbellton, Dalhousie, Bathurst, Newcastle, Chatham, Moncton, Sussex, Saint John, Fredericton, Grand Falls, Edmundston and intermediate points and return."

Appearances: George F. O'Connell, Esq., appeared for the applicant and stated that no objections had been filed.
C. T. FitzRandolph, Esq., General Manager of D.F.P. Limited of Moncton, New Brunswick, appeared contra.

Paul Emile Michel, Esq., was called as a witness and testified as to the operation by his company in the Province of New Brunswick.

George Guillmette, Esq., Traffic Manager, Le Grade Inc. was called as a witness and testified as to the type of business carried on by LeGrade Inc. and the use which was made of the trucks of Michel Transport Inc.

C. T. FitzRandolph, Esq., General Manager of D.F.P. Limited testified as to the affect of broilers being brought into the Province of New Brunswick and the competition his Company faced from outside operators.

After hearing counsel and the witnesses the Board approved the application as follows:

"To carry chicken and other poultry under contract with Co-operative Federee de Quebec, from the Province of Quebec, as authorized, into the Province of New Brunswick, over Routes 11, 17, 8, 12, 2, 2A and 9, for delivery to Campbellton, Dalhousie, Bathurst, Newcastle, Chatham, Moncton, Sussex, Saint John, Fredericton, Grand Falls, Edmundston and intermediate points and return."

The Company was ordered to file a copy of the contract with Co-operative Federee de Quebec and also a copy of their rate schedule.

IN THE MATTER of the application of William Sullivan, Chatham, New Brunswick, for a public motor truck license as follows:

"Class 4 License—Transportation of Furniture over all routes in the Province of New Brunswick."

Appearances:

There were no appearances on behalf of the applicant and the Board ordered that the matter be set over until the next meeting of the Board to be held December the 21st., 1961 and the applicant advised to appear either in person or to be represented by a solicitor.

IN THE MATTER of the application of Reid's Moving & Storage Co. Ltd., 992 Powell Street, Vancouver, B.C., for a public motor truck license as follows:

"Class 3, Personal effects and household goods second hand, for any individual or company delivered and picked up in any part of New Brunswick for United Van Lines Agent."

Appearances: No one appeared on behalf of the applicant.

The Board ordered that the matter be set over until the next meeting of the Board to be held on December the 21st., 1961, and the applicant be advised to be present in person or be represented by a solicitor.

IN THE MATTER of the application of Louis Salemme, 19 College Road, Burlington, Mass., for a public motor truck license over the following routes:

"To haul fresh and frozen fish, fresh fruit and vegetables, to and from all points in New Brunswick, and to and from all points in the United States with the right to extend into Nova Scotia and Prince Edward Island."

Appearances: Ronald G. Lister, Esq., appeared on behalf of the applicant.

No one contra.

Louis Salemme, was sworn and testified as to the type of operation he wished to carry on.

After hearing counsel and the applicant, the Board approved the application as follows:

> "To haul fresh and frozen fish, fresh fruit and vegetables to and from all points in New Brunswick, to and from all points in the United States with the right to extend into Nova Scotia and Prince Edward Island, as authorized. This License does not confer any intra-provincial rights.
>
> NOTE: The within License is conditional upon the filing not later than December the 4th., 1961 of satisfactory evidence of Insurance, PL, PD and Cargo. This evidence of License will not remain valid after last mentioned date."

IN THE MATTER of the application of Charles Labrecque Transport Enrg., Charles Labrecque, P. O. Box 1508, Amos, Abitibi County, P. Q., for a public motor truck license as follows:

> **"To operate a public motor truck, as mover of uncrated furniture and fixtures to be used in a dwelling, offices, museums, hospitals, factories and public institutions, when part of the equipment of same.**
>
> **By shipment from points in the Provinces of Ontario-Quebec, as authorized thereby, to points in the Province of New Brunswick, for furtherance to points in the said Province, as authorized, and return (via irregular routes and all ports of entry).**
>
> **From all localities situated in the provinces of Quebec and Ontario, to United States, Nova Scotia, Newfoundland and Prince Edward Island Borders and return (via irregular routes and all ports of entry) for the transportation of household goods."**

Appearances: No one appeared for the applicant.

The Board ordered that the matter be set over until the next meeting of the Board to be held on December the 21st., 1961, and the applicant advised to appear in person or be represented at the meeting.

IN THE MATTER of the application of Earle M. Lawlor, East Florenceville, New Brunswick, for a public motor truck license as follows:

"Route No. 2 Saint John, New Brunswick to Florenceville, New Brunswick."

Appearances: Thomas L. McGloan, Jr., Esq., appeared for the applicant.

Earle Lawlor, the applicant, was sworn and testified as to the type of operation that he desired to carry on.

After hearing counsel and the witness the Board granted the application as follows:

"Route No. 2 Florenceville to Saint John to haul potatoes to Saint John and return to Florenceville with general freight, on the return trip only."

IN THE MATTER of the application of James Murray Girvan, Rexton, New Brunswick, for a public motor truck license as follows:

"Contract license over all highways in New Brunswick."

Appearances: Rodman E. Logan, Esq., appeared for the applicant.

No one contra.

James Murray Girvan, the applicant, was sworn and testified as to the type of operation he wished to carry on.

After hearing counsel and the witness the Board granted the application as follows:

"As a Contract Carrier over all Highways in the Province of New Brunswick, for the account of: McCain's Frozen Food Limited, East Florenceville, N. B., Irving Oil Company Limited, Saint John, N. B., Swift Canadian Company Ltd., Moncton, N. B., only."

IN THE MATTER of the application of Hefler Trucking Ltd., Middle Sackville, N. S., for a public motor truck license as follows:

"CLASS S-X for the carriage of all bulk petroleum products in special equipment to all points in New Brunswick from the New Brunswick-Nova Scotia Border and from all points in New Brunswick to the New Brunswick-Nova Scotia Border for furtherance to points in Nova Scotia."

Appearances: Ronald G. Lister, Esq., appeared for the applicant.

No one contra.

Mr. Lister asked that this matter be set over until the next meeting of the Board to be held on December the 21st., 1961.

After hearing counsel the Board granted the application to have this matter set over until the next meeting of the Board to be held on December the 21st., 1961.

IN THE MATTER of the application of Archibald's Transfer Ltd., Amherst, N. S., P. O. Box 805, Saint John, New Brunswick, for a public motor truck license as follows: CLASS S-X for the carriage of general freight from the New Brunswick-Nova Scotia Border to Cape Tormentine, New Brunswick over routes 2 and 16 and return as a corridor operation only."

Appearances: Ronald G. Lister Esq., appeared for the applicant.

No one contra.

Robert Archibald was sworn and testified as to the type of operation to be carried on by the applicant.

After hearing counsel and the witness, the Board granted the application subject to the filing of copies of the Prince Edward Island and Nova Scotia Licenses by the 1st. of April, 1962, as follows:

"CLASS X-S—For the carriage of general freight from the New Brunswick-Nova Scotia Border to Cape Tormentine, New Brunswick over Routes 2 and 16 and return as a corridor operation only. NOTE: This License is granted subject to the condition that certified copies of the Prince Edward Island and Nova Scotia Licenses of the applicant be filed with the Board on or before the 1st., day of April, 1962.

IN THE MATTER of the application of Laurence B. Poole, North Sutton, New Hampshire, U.S.A., for a public motor truck license as follows:

"CLASS PC-X for the carriage of fresh and frozen fish, fresh fruits and vegetables, including fresh and frozen blueberries over all roads in New Brunswick, intermediate points and return."

Appearances: Ronald G. Lister, Esq., appeared for the applicant.

No one contra.

Laurence B. Poole, the applicant, was sworn and described the operation he intended to carry out.

After hearing counsel and the witness, the Board granted the application as follows:

"To haul fresh and frozen fish, fresh fruit and vegetables to and from all points in New Brunswick, to and from all points in the United States with the right to extend into Nova Scotia and Prince Edward Island, as authorized. This License does not confer any intra-provincial rights.

NOTE: The within License is conditional upon the filing not later than December the 4th., 1961 of satisfactory evidence of Insurance, PL, PD and Cargo. This evidence of License will not remain valid after last mentioned date."

N. B. Satisfactory evidence of Insurance has been filed with the Board.

IN THE MATTER of the application of Francois Nolin Limited, 131-7th Street, Limoilou, Quebec, for a public motor truck license as follows:

"CLASS X-S to carry by refrigerated trucks over all highways in the Province of New Brunswick from the Province of Quebec, as authorized, the meat products of only LeGrade Inc. of Quebec City and return for the same account with potatoes and the same meat products when necessary.

At the exclusive service of LeGrade Inc., wholesale butchers of the City of Quebec in the Province of Quebec, Canada, for the delivery of meat and meat products sold by LeGrade Inc. to several commercial establishments and to be taken at their plant in the City of Quebec."

Appearances: George F. O'Connell, Esq., appeared for the applicant.

Ronald G. Lister, Esq., contra, for Barnhill's Transfer Limited.

Francois Nolin, the applicant was sworn and testified as to the type of operation he wished to carry on.

George E. Guilemette, Quebec City, Traffic Manager of LeGrade Inc. was sworn and testified as to the necessity of this service for his Company.

At the request of George F. O'Connell, Esq., Solicitor for the Applicant, the second paragraph of the application was withdrawn.

After hearing counsel and the witnesses, the Board granted the application as follows:

> "To carry by refrigerated trucks over all highways in the Province of New Brunswick from the Province of Quebec as authorized, the meat products of LeGrade Inc. only originating in Quebec City and return for the same account with the same meat products when necessary."

IN THE MATTER of the application of Murray D. Teasdale, Post Road, Antigonish, Nova Scotia, for a public motor truck license as follows:

Public Motor Trucks and Tank Trailers for the transport of all bulk petroleum products in special equipment to all points in New Brunswick from the New Brunswick-Nova Scotia border, and from all points in New Brunswick to the New Brunswick-Nova Scotia border."

Appearances: Ronald G. Lister, Esq., for the applicant.

George F. O'Connell, Esq., contra for Hartlen's Petroleum Transport Limited.

Murray D. Teasdale, Antigonish, Nova Scotia was sworn and testified that he is the sole owner of the operation and testified as to the type of business he wished to carry on.

After hearing counsel and the applicant, the Board granted the application, as follows:

> "In specialized Public Motor trucks and tank trailers aviation gasolines and turbo fuels, the products of Imperial Oil Limited only, and from Dartmouth, Nova Scotia, as authorized, to Lakeburn in Westmorland County, New Brunswick only, and when necessary to return with same products."

IN THE MATTER of the application of Antworth's Transport Ltd., Woodstock, New Brunswick, for a public motor truck license as follows:

> **"PC-X Permit No. 42 amended to include the right to pick up and deliver in Canterbury on Route 26 and McAdam on Route 3. Also for the application for Contract Carrier Permit for all roads in New Brunswick for the carriage of Proctor & Gamble Co. of Canada products with the privilege of delivering at all points along the way."**

Appearances: Rodman E. Logan, Esq., appeared for the applicant.

Mr. Logan asked that the matter be set over until the next meeting of the Board owing to the inability of the applicant to be present.

Upon hearing counsel the matter was set over until the next meeting of the Board to be held on December the 21st., 1961.

Saint John, N. B.

Sitting, December 21-22nd., 1961.

IN THE MATTER of the application of William Sullivan, Chatham, New Brunswick for a public motor truck license as follows:

"Class F License—Transportation of Furniture over all routes in the Province of New Brunswick."

Appearances: G. E. McInerney, Esq., Q. C., appeared for the applicant.

E. Neil McKelvey, Esq., Q.C., stated that he had a watching brief, but he was not objecting to the application.

Mr. McInerney stated that he was appearing at the request of J. Robert Martin, Esq., Solicitor for the applicant, and did not have very much information as to the proposed service, which the applicant desired to establish.

After hearing counsel the Board set the matter over until the next meeting of the Board to be held on January the 18th., 1962 at which time the applicant must be present in person to give evidence or the matter will be struck off the docket.

IN THE MATTER of the application of Reid's Moving & Storage Co. Ltd., 992 Powell Street, Vancouver, B. C., for a public motor truck license as follows:

"Household goods settlers effects for United Van Lines to deliver and pick up in New Brunswick for Van Line Agents."

This matter was a remanet from the November 16th. meeting of the Board.

As there was no appearance on behalf of the applicant the Board ordered the matter struck from the docket.

IN THE MATTER of the application of Charles Labrecque Transport Enrg., P. O. Box 1508, Amos, Abitibi County, Quebec, for a public motor truck license as follows:

"For carriage of uncrated furnitures and fixtures to be used in a dwelling, offices, museums, hospitals, factories and public institutions, when part of the equipment of

> **same, by shipment from points in both Provinces of Ontario and Quebec, as authorized thereby, to points in the Province of New Brunswick, for furtherance to points in the said Province, as authorized, and return (via irregular routes and all ports of entry).**
>
> **From all localities situated in the Provinces of Quebec and Ontario to United States, Nova Scotia, Newfoundland and Prince Edward Island, Borders and return via irregular routes and all ports of entry."**

This matter was a remanet from November the 16th. meeting of the Board.

Appearances: Charles LaBrecque, Esq., appeared in person and gave evidence as to the type of operation carried on and the service he proposed to establish in the Province.

No one contra.

After hearing the witness, the Board granted the application as follows:

> "To operate a public motor truck, as mover of uncrated furniture and fixtures to be used in a dwelling, offices, museums, hospitals, factories and public institutions, when part of the equipment of same;
>
> By shipment from points in the Provinces of Ontario and Quebec, as authorized thereby, to points in the Province of New Brunswick, for furtherance to points in the said Province, as authorized, and return (via irregular routes and all ports of entry).
>
> From all localities situated in the Provinces of Quebec and Ontario to the United States, Nova Scotia, Newfoundland and Prince Edward Island Borders and return (via irregular routes and all ports of entry) for the transportation of household goods."

IN THE MATTER of the application of Hefler Trucking Ltd., Middle Sackville, Nova Scotia, for a public motor truck license as follows:

> **"Class S-X for the carriage of all bulk petroleum products in special equipment to all points in New Brunswick from the New Brunswick-Nova Scotia**

Border and from all points in New Brunswick to the New Brunswick-Nova Scotia Border for furtherance to points in Nova Scotia."

This matter was a remanet from the November 16th meeting of the Board.

Appearances: E. Neil McKelvey, Esq., Q. C., appeared for the applicant.

No one contra.

Mr. McKelvey asked that this matter be set over until the next meeting of the Board as there was some opposition to the application in the Province of Nova Scotia and he wished to have that matter decided first.

After hearing counsel the Board ordered that the matter be set over until the next meeting to be held on January the 18th., 1962.

IN THE MATTER of the application of Antworth's Transport Ltd., Woodstock, New Brunswick, for a public motor truck license as follows:

"PC-X Permit No. 42 to be amended to include the right to pick up and deliver in Canterbury on Route 26 and McAdam on Route 3.

Also for the application for Contract Carrier Permit for all roads in New Brunswick for the carriage of Proctor & Gamble Co. of Can. products with the privilege of delivering at all points along the way."

This matter was a remanet from the November 16th. meeting of the Board.

Appearances: Rodman E. Logan, Esq., for the applicant.

No one contra.

J. T. McGuire was called as a witness and sworn and testified that he is the office manager of Antworth's Transport Ltd., and described the operation which the company wished to carry on. A contract between Proctor & Gamble Co. of Canada Ltd. and Antworth's Transport Ltd. was filed with the Board and it was pointed out that it covered the Counties of Madawaska, Victoria, Carleton and York and that Sunbury and Queens Counties had been deleted from the contract. Mr. Logan advised the Board that he had received a telegram from Proctor & Gamble Co. of Canada Ltd. requesting that the Counties of Sunbury and Queens be added to the contract part of the license if approved.

After hearing counsel and the witness the Board granted the application as follows:

> "By amending present License No. 42 to include the following: '(12) From Route No. 3 to McAdam over Route 4 and return and (13) From Route No. 2 at Meductic to Canterbury and return. As a Contract Carrier for Proctor & Gamble Co. of Canada Ltd. to all points in the Counties of Madawaska, Victoria, Carleton, York, Sunbury and Queens.' "

IN THE MATTER of the application of Louis Phelan, Bridgetown, Nova Scotia, for extension of temporary authority granted in November as follows:

"To haul broken bottles from Bridgetown to East Saint John and empty cases from Seven-Up Sussex at Sussex for Halifax."

A temporary authority had been issued on November the 20th., to the above named applicant up to and including the 21st. day of December 1961.

As there was no representation on behalf of the applicant for an extension of the temporary authority or for a permanent license, the Board ordered this matter struck from the docket.

IN THE MATTER of the application of Allison McIver, River Hebert, Nova Scotia, for a temporary authority as follows:

"To carry feed from Maritime Co-Operative Services, Limited from Moncton, N. B., to the New Brunswick-Nova Scotia Border and into Nova Scotia to River Hebert, as authorized, and to carry under contract with Swift Canadian Company, Limited, Meat and Meat Products for last said Company from Moncton, N. B. to Sackville, N. B. and to the New Brunswick and Nova Scotia Border and into Nova Scotia, as authorized, for delivery to Amherst, N. S., Springhill, N. S., Parrsboro, N. S. and River Hebert, N. S. No return load into New Brunswick is authorized."

Appearances: Allison McIver Esq., appeared in person and stated that he wished to have the application in the name of his mother Mrs. Mary P. (Lewis) McIver.

After hearing the applicant the Board granted a temporary authority for the period December the 21st. to January the 18th., 1962, as applied for.

IN THE MATTER of the application of Francois Nolin Limited, P. O. Box 10, Limoilou, Quebec, for a temporary authority as follows:

"For the transport of heating oil, the property of Quebec Import Company, Quebec, P.Q., to their plant at Edmundston, New Brunswick."

Appearances:

As there was no appearance on behalf of the applicant, it was struck from the docket, and the Board ordered that a proper application must be made before this matter would be considered.

IN THE MATTER of the application of Archibald's Transfer Ltd., Amherst, Nova Scotia, for an extension of the period of time in which to file a copy of its Prince Edward Island license.

The Board is in receipt of a letter from Archibald's Transfer in which they advised that there may be some delay in the granting of the Prince Edward Island License and after reading the letter the Board granted a further period of four months for the applicant to file a copy of its Prince Edward Island License.

IN THE MATTER of the application of Brook Ledge, Inc., Hackensack, New Jersey, U. S. A., for a public motor truck license as follows:

"Class X—From the United States and Quebec Border, all Ports of Entry, to all points in the Province of New Brunswick and return, for the transportation of horses (other than ordinary livestock) and equipment and paraphernalia incidental to the transport, care and display of such horses.

As a corridor operator through the Province of New Brunswick and return for the carriage of the above commodities."

Appearances: Rodman E. Logan, Esq., appeared for the applicant.
No one contra.

Mr. Logan submitted an affidavit of S. E. Archibald describing the operation of the Company and also a photo-static copy of a letter from The Motor Carrier Board dated March the 25th., 1958, in which this operation was described as being exempt from the provisions of The Motor Carrier Act.

After hearing counsel, and reading the affidavit, the Board granted the application as follows:

> "Class X—From the United States and Quebec Border, all Ports of Entry, to all points in the Province of New Brunswick and return, for the transportation of horses (other than ordinary livestock) and equipment and paraphernalia incidental to the transport, care and display of such horses.
>
> As a corridor operator through the Province of New Brunswick and return for the carriage of the above commodities."

IN THE MATTER of the application of J. W. Baughan, R. R. No. 3, Sackville, New Brunswick, for a public motor truck license as follows:

"An extension to license No. PC-X 86.

For the carriage of: structural and reinforcing steel, drainage pipes, steel tanks and transformers from Moncton, Sackville, and the New Brunswick-Nova Scotia Border over all routes in New Brunswick as required with the right to extend into Prince Edward Island and Nova Scotia, as authorized, therein and an extension of the said license to permit the picking up and dropping of goods at intermediate points on the applicant's present route."

Appearances: W. W. Meldrum, Esq., for the applicant.

No one contra.

J. W. Baughan was sworn and testified as to the type of operation carried on by him at the present time and the extensions which he wished to make in the services. Affidavits as to the use of the applicant's services and the necessity for such services were received from John W. Wilson, Sackville, N. B., Manager of Armco Drainage & Metal Products Ltd., E. Wayne Meredith, Moncton, New Brunswick, of Moncton Foundry Co. Ltd., Colby A. Atkinson, Sackville, New Brunswick, of Enamel & Heating Products Limited; C. M. P. Fisher, Sackville, New Brunswick, Vice-President Enterprise Foundry Company Limited.

After hearing counsel and the witness and reading the affidavits filed the Board granted the application as follows:

> "For the carriage of structural and reinforcing steel, drainage pipes, steel tanks and transformers from Moncton, Sackville and the New Brunswick-Nova Scotia border over all routes in New Brunswick as required with the right to extend into Prince Edward Island and Nova Scotia, as authorized, therein and an extension of the said license to permit the picking up and dropping off of goods at intermediate points on the applicant's present route."

IN THE MATTER of the application of Murray MacCallum, 3808 Girouard Avenue, Montreal, Quebec, for a public motor truck license as follows:

"Over all Highways in the Province of New Brunswick for the hauling of Mobile Homes and Trailers to and from all ports of entry in the Province of Quebec to the Nova Scotia Border and return."

Appearances: Rodman E. Logan, Esq., for the applicant.

No one contra.

Mr. Logan stated that the applicant was unable to be present at the meeting and asked that the matter be set over until the next meeting of the Board to be held on January the 18th., and that a temporary authority be granted to the applicant in the meantime.

After hearing counsel the Board granted the application to set the matter over until the next meeting and also authorized the issuance of a temporary authority in the terms set out above for the period ending on the 19th. day of January, 1962.

IN THE MATTER of the application of Frank Burke, Inkerman Ferry, New Brunswick, for a public motor truck license as follows:

"Public motor truck for the carriage of motor vehicles, aircraft and watercraft from the Nova Scotia Border at Amherst, Nova Scotia to all points in New Brunswick and return, and from the Quebec Border to all points in New Brunswick and return."

Appearances: Ian P. Mackin, Esq., for the applicant.

E. Neil McKelvey, Esq., Q. C., appeared for Marsh's Auto Transport Ltd. and stated that he was not opposing the application and would appreciate it if the matter could be set over until later in the day so that he could confer with Mr. Mackin.

LATER: The matter was heard by the Board and Mr. Mackin stated that the applicant desired an extension of his license to cover all points in the Province of New Brunswick.

After hearing counsel, the Board ordered that this matter be set over until the next meeting of the Board to be held on January the 18th. and instructed that Mr. Burke be advised to be present at the hearing and also that Mr. Marsh of Marsh's Auto Transport Ltd. be notified of the application.

IN THE MATTER of the application of Monette-Abel Transport Inc., 7337 St. Andre Street, Montreal, Quebec, for a public motor truck license as follows:

"1. From the Quebec-New Brunswick border (all ports of entry and via irregular routes) to all points in the Province of New Brunswick and return;

2. In transit from the Quebec-New Brunswick Border to the New Brunswick-Nova Scotia Border (all ports of entry and via irregular routes) and return.

3. In both cases, for the transportation of uncrated used household, office and store furniture, in special household goods moving vans equipped with the necessary accessories and used exclusively for the transportation of household goods, in conjunction with Extra-Provincial Operating Licenses issued to the

Applicant by the Quebec Transportation Board and the Board of Commissioners of Public Utilities for the Province of Nova Scotia."

Appearances: Roger Monette, Esq., appeared in person.

E. Neil McKelvey, Esq., Q. C., asked if it was intended that this was an intra-provincial operation and was advised by Mr. Monette that it would not be. Mr. McKelvey then stated that he had no objection to the application.

Roger Monette was sworn and testified as to the type of operation to be carried on by the Company.

After hearing the witness, the Board granted the application subject to the filing of a financial statement and the filing of a copy of the Nova Scotia license. Since the applicant has applied for licenses in the Provinces of Newfoundland and Prince Edward Island these are to be filed with the Board when received. The License was granted as follows:

"1. From the Quebec-New Brunswick border (all ports of entry and via irregular routes) to all points in the Province of New Brunswick and return.

2. In transit from the Quebec-New Brunswick border to the New Brunswick-Nova Scotia border (all ports of entry and via irregular routes) and return.

3. In both cases, for the transportation of uncrated used household, office and store furniture, in special household goods moving vans equipped with the necessary accessories and used exclusively for the transportation of household goods, in conjunction with Extra-Provincial Operating Licenses issued to the Applicant by the Quebec Transportation Board and the Board of Commissioners of Public Utilities for the Province of Nova Scotia."

IN THE MATTER of the application of Monette & Freres Transport Engr., 7425 de Chateaubriand Street, Montreal, Quebec, for a public motor truck license as follows:

"1. From the Quebec-New Brunswick border (all ports of entry and via irregular routes) to all points in the Province of New Brunswick and return;

2. In transit from the Quebec-New Brunswick Border to the New Brunswick-Nova Scotia Border (all ports of entry and via irregular routes) and return;

3. In both cases, for the transportation of uncrated, used household, office and store furniture in special household goods moving vans equipped with the necessary accessories and used exclusively for the transportation of household goods, in conjunction with Extra-Provincial Operating Licenses issued to the Applicant by the Quebec Transportation Board and the Board of Commissioners of Public Utilities for the Province of Nova Scotia."

Appearances: Theodile Des Ormeaux, Esq., appeared for the applicant.

E. Neil McKelvey, Esq., Q. C., asked if the operation was an intra-provincial one or exclusively extra-provincial and was advised by Mr. Des Ormeaux that it was an extra-provincial operation. Mr. McKelvey then stated that he had no objection to the application.

Mr. Des Ormeaux testified as to the type of operation to be carried on by the applicant.

After hearing the witness the Board granted the application, subject to the filing of a recent financial statement, as follows:

"1. From the Quebec-New Brunswick Border (all ports of entry and via irregular routes) to all points in the province of New Brunswick and return;

2. In transit from the Quebec-New Brunswick Border to the New Brunswick-Nova Scotia Border (all ports of entry and via irregular routes) and return.

3. In both cases, for the transportation of uncrated, used household, office and store furniture in special household goods moving vans equipped with the necessary accessories and used exclusively for the transportation of household goods, in conjunction with Extra-Provincial Operating Licenses issued to the Applicant by the Quebec Transportation Board and the Board of Commissioners of Public Utilities for the Province of Nova Scotia."

IN THE MATTER of the application of Hanson Brothers Cartage Limited, 159 Echo Drive, Ottawa, Ontario, for a public motor truck license as follows:

"Class C-X as a contract carrier over all highways in the Province of New Brunswick and including a corridor operation to the Provinces of Prince Edward Island and Nova Scotia and return for Dustbane Manufacturing Company Limited."

Appearances: E. Neil McKelvey, Esq., Q. C., appeared for the applicant.

No one contra.

Mr. McKelvey filed a copy of the agreement between Dustbane Manufacturing Company Limited and Hanson Brothers Cartage Limited, and stated that this was an addition to the present contract license held by the applicant.

After hearing counsel the Board granted the application as follows by adding to the present license the following:

"Class C-X as a contract carrier over all highways in the Province of N. B. and including a corridor operation to the Provinces of Prince Edward Island and Nova Scotia and return for Dustbane Manufacturing Company Limited."

IN THE MATTER of the application of Ross E. Judge Auto Transport Ltd., Chisholm Avenue, Halifax, Nova Scotia, for a public motor truck license as follows:

"Class H.—For the carriage of motor vehicles, watercraft, and aircraft over all highways in the Province of New Brunswick with the right to extend beyond the borders of New Brunswick into other jurisdictions as authorized. Service performed to be both intra and extra provincially."

Appearances: Rodman E. Logan, Esq., appeared for the applicant.
E. Neil McKelvey, Esq., Q. C., contra for Marsh's Ltd., Moncton, N. B.

Ross E. Judge, Halifax, Nova Scotia was called as a witness and sworn and testified that he was the president and manager of the applicant and described the type of operation carried on by him in transporting cars for various dealers.

Gerald Marsh, Moncton, New Brunswick, Manager and Owner of Marsh's Limited was called as a witness by Mr. McKelvey and described the operation which he had been carrying on for some years in connection with transportation of automobiles in the Province of New Brunswick. Existing carriers can provide satisfactory service.

After hearing counsel the Board refused to grant the application on the grounds that not sufficient evidence of necessity and convenience had been shown and also because of the adverse effect this application, if granted, might have on existing services.

IN THE MATTER of the application of I & H Transfer Limited, P. O. Box 114, Moncton, New Brunswick, for a public motor truck license as follows:

"For an extension of its public motor truck license PC-X 461 for the carriage of General Freight from Newcastle to Shippegan and from Shippegan to Campbellton over Route No. 11; From Shippegan to Miscou Point over Route 13; From Newcastle to Bathurst over Route No. 8, and all intermediate points."

Appearances: Claudius I. Leger, Esq., appeared for the applicant.

Lloyd E. Keating, Esq., contra.

Dismas LeBlanc, 160 Lester Avenue, Moncton, New Brunswick, was called as a witness and sworn and described the operation of the applicant company.

By agreement of counsel and upon request to the Board this matter was set over until the January 18th meeting of the Board.

IN THE MATTER of the application of O'Donnell's Express, 5 Davis Street, Presque Isle, Maine, for a public motor truck license over the following routes:

"Class C contract carrier for the transportation of frozen foods for McCain Foods, Ltd. from East Florenceville, New Brunswick, over Route 6 to the international gateway at Bridgewater, Maine for further shipment in the United States to points in Massachusetts, Connecticut, New Hampshire, Vermont, Rhode Island, New York and New Jersey per authority held by O'Donnell's Express MC14659 and/or its connecting carriers."

Appearances: No one appeared for the applicant.

E. Neil McKelvey, Esq., Q. C., contra, for Coles Express Inc., Bangor, Maine.

Mr. McKelvey described the adverse effect that this proposed operation would have on his client and requested that the matter be struck from the docket. As there was no appearance on behalf of the applicant and after hearing counsel, the Board ordered this application be struck from the docket.

IN THE MATTER of the application of Francis LeBlanc, Robichaud Post Office, Westmorland County, New Brunswick, for a public motor truck license as follows:

"As a contract carrier with Canada Packers Limited over all highways in the Province of New Brunswick."

Appearances: Guy A. Richard, Esq., for the applicant.

Claudius I. L. Leger, Esq., contra, for I & H Transfer.

Mr. Richard filed a copy of the contract between Canada Packers Lmited and Francis LeBlanc. Mr. Leger stated that he would withdraw his objection if the application was amended to an S License to carry feed and fertilizer only. This was agreed to by Mr. Richard.

After hearing counsel the Board granted the application as follows: "As a contract carrier with Canada Packers Limited over all highways in the Province of New Brunswick, restricted to feed and fertilizer only."

APPENDIX
MOTOR CARRIER BOARD—PUBLIC MOTOR BUS LICENSEES

LICENSEE	ADDRESS	ROUTE
Airport Transfer Co.	Halifax, N. S.	Moncton and Nova Scotia Border over routes 32A, 32 and 2 (Air passengers and luggage).
Blanchard, Wilfred	Tracadie, N. B.	Newcastle-Tracadie
Border Bus-P. Woodcock	St. Stephen, N. B.	Fredericton-St. Stephen
Bosse, Rosatre	St. Francis, N. B.	St. Francis-Edmundston
Brown, A. & Geo. Allen	St. Martins, N. B.	Saint John-St. Martins. NOTE: This license was declared cancelled on May 19, 1961.
Caraquet Transport	Caraquet, N. B.	Caraquet-Lr. Caraquet
D'Anjou	Mont Joli, P.Q.	Scenic Tours: Fredericton, Saint John and Moncton to Nova Scotia and Prince Edward Island
Doiron, Mrs. Mathilda	Rang St. Saveur, N. B.	St. Saveur-Bathurst
Gallant, Joseph S.	Chipman, N. B.	Chipman-Fredericton via McGowans
Geldart, Harley	Moncton, N. B.	Moncton-Gunningsville-Lower Coverdale
Gloucester Motor Coach	Bathurst, N. B.	Bathurst-Shippegan-Tracadie
LeBlanc, A & A	Memramcook, N. B.	Memramcook-Moncton
Lemelin Bus Line	101 Sargo St. E., Quebec, Que.	Quebec Border-Edmundston
Lloyd, Gerald R.	Hardwicke, N. B.	Escuminac, N. B.-Chatham, N. B., and return intermediate points.
MacFarlane, Donald R.	Alma, N. B.	Alma-Moncton
Maston, Wm.	Minto, N. B.	Chipman-Fredericton via McGowans NOTE: On October 19, this license was transferred to Joseph S. Gallant, Chipman, N. B.
Newcastle Bus Line Ltd.	Newcastle, N. B.	Newcastle-Little River
North Shore Transport	Bathurst, N. B.	Bathurst-South Bathurst-Vallee Lourdes Bathurst-Elm Tree Bathurst-Carron Point-St. Mary
North Shore Transportation.	Campbellton, N. B.	Campbellton-Dalhousie-Balmoral-Dundee
Redbank Bus-C. Wilson	Redbank, N. B.	Somers Bridge-Newcastle
Saint John Motor Line	Saint John, N. B.	Saint John-Gondola Point Saint John-Public Landing
Sirois Bus Line	St. Basile, N. B.	St. Basile-Edmundston NOTE: On June 16, this license was transferred to Gerald Voisine of St. Basile, N. B.
S.M.T. (Eastern) Ltd.	Saint John, N. B.	1. St. Stephen to Nova Scotia Border 2. Saint John to Minto via Sussex 3. Saint John to Edmundston via River and Broad Roads 4. Newcastle to Loggieville via Chatham 5. Newcastle to Douglastown. 6. Moncton to Cape Tormentine via Shediac, Point du Chene, Barachois, Abougoggin, Shemogue and Port Elgin 7. Upper Abougoggin to Moncton. 8. Moncton to Tracadie NOTE: The portion of this route from Newcastle to Tracadie via Route No. 8 and 11, intermediate points and return, was on August 18, 1961, transferred to Wilfred Blanchard, Tracadie, N. B. 9. Aulac to Port Elgin 10. Newcastle to Bathurst 11. Pennfield Corner to Black's Harbour 12. Saint John to Lorneville 13. Fredericton to Sussex via Narrows 14. Moncton to Lower Coverdale and Riverview Heights 15. Bathurst to Matapedia 16. Campbellton to St. Leonard 17. Moncton to Richibucto via Caissie Point, Cocagne and Buctouche Bay. 18. Fredericton to Marysville 19. Fredericton-Newcastle 20. Fredericton to Oromocto
Smyth Bros.	West Bathurst, N. B.	Bathurst-Rough Waters Bathurst-South Tetagouche Bathurst-Big River
Sullivan, Ronald	Campbellton, N. B.	Campbellton to Matapedia
Trancuillo, John	Millville, N. B.	Fredericton-Millville.
The Grey Bus Line Co. Ltd.	Moncton, N. B.	Lakeburn-Scoudouc Lewisville-Humphreys Lewisville-Highland View
Underhill, H. B.	Blackville, N. B.	Blackville-Renous Blackville-Renous
Voisine, Gerald	St. Basile, N. B.	St. Basile-Edmundston NOTE: Transferred from Lionel Sirois, St. Basile, N. B., approval granted June 16, 1961.

PUBLIC MOTOR TRUCKS LICENSED

Legend: PC—Intra-Provincial General Public Motor Carrier.
C—Contract Carrier.
F—Used Furniture Carrier.
H—Haulaway Carrier.
T—Tractor Operation for Hire or Lease.
S—Special License.
X—Inter-Provincial General Motor Truck Carrier.

NOTE: The following list covers only licenses or amendments to licenses granted during the year 1961. For an up-to-date list of all Motor Carrier Licenses the following should be read in conjunction with the lists at the end of the 1959 and 1960 Annual Reports.

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
521	F	April, J. Louis	2215 Dufresne St. Montreal 24, Quebec	For the carriage of used household goods and office equipment with truck equipped for such work. From the Province of Quebec as authorized to points of entry on Routes Nos. 2 and 11 over all highways through the Province of New Brunswick and return.
526	C-Extra Provincial	Art Armitage Trucking Limited.	69 Howe Avenue, Halifax, Nova Scotia	As a Contract Carrier for the transportation of perchlorethylene for Canadian Industries Limited to and from all points in New Brunswick to points and places in the Provinces of Nova Scotia and Prince Edward Island, as authorized by the appropriate authorities of those Provinces.
54	C-F-PC-S-Extra-Provincial	Archibald's Transfer Ltd.	118 South Albion St., Amherst, Nova Scotia.	**CLASS C-F-Extra Provincial** 1. For the carriage of Furniture into, out of and through the Province of New Brunswick. 2. As a Contract Carrier for the carriage of steel over all highways in the Province of New Brunswick for— (a) Enamel & Heating Products Limited (b) Robb Engineering Works Limited. **AMENDED APRIL 21, 1961: CLASS C:** As a Contract Carrier for the carriage of the products of Canada Packers Ltd., from Amherst, Nova Scotia, to Cape Tormentine, New Brunswick, over Routes 2 and 16 to Prince Edward Island and return, as a corridor operation only. **AMENDED JULY 20, 1961; CLASS C-X;** For the carriage of goods under contract with Canada Packers Ltd., from Prince Edward Island, as authorized, to all points in New Brunswick and to the Nova Scotia Border and return with the right to extend into Nova Scotia, as authorized.

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
				AMENDED AUGUST 17, 1961: CLASS PC-X: For the carriage of goods between Moncton and the Nova Scotia Border via Routes 2 and 2A with rights of pick-up and delivery at all intermediate points, and with the right to extend into Nova Scotia as authorized. All under contract with Canada Packers Ltd. **AMENDED NOVEMBER 16, 1961: CLASS X-S:** For the carriage of general freight from the New Brunswick-Nova Scotia Border to Cape Tormentine, New Brunswick, over Routes 2 and 16 and return as a corridor operation only.
533	C-X	Albert, Lange L.	Welsford, N. B.	Over all highways in New Brunswick under Contract with Joseph A. Likely Ltd., of Saint John, New Brunswick, with right to extend into Nova Scotia and Prince Edward Island, as authorized.
128	PC-X	Armour, Gordon	Taylor Village, Westmorland County, N. B.	For the carriage of general freight over the following routes and return including intermediate points. 1. From Moncton to Shediac via routes Nos. 11 and 15. 2. From Moncton to Edmundston via routes Nos, 2, 9, 10, 21, 22 and 24. 3. From Fredericton to St. Stephen via routes Nos. 2, 3 and 4. 4. From St. Stephen to Moncton via Fredericton, via routes Nos. 1, 2, 2A and 28. 5. From Moncton to Nova Scotia Border via route No. 2. 6. From Moncton to Newcastle via routes Nos. 8 and 11.

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
				AMENDED JUNE 16, 1961: 7. From Newcastle to Campbellton via routes Nos. 8 and 11. 8. From Campbellton to St. Leonard via route No. 17. **RESTRICTIONS:** This license does not permit the holder to enter the Provinces of Quebec and Prince Edward Island. This license does not confer upon the holder the right to engage in International Commerce.
42	PC-X	Antworth Transport Limited	Woodstock, N. B.	1. Quebec Border to Nova Scotia Border over routes 2, 2A and 2B. 2. Fredericton to Moncton over routes 9, 9A, 10 and 30. 3. Perth to Grand Falls over route 22. 4. Woodstock to Centreville over route 42. 5. Hartland to Fredericton over route 24. 6. Woodstock to Fredericton over route 21. 7. From route 2 at Long Creek to St. Stephen over route 3 with the intermediate point of Harvey only. 8. Unnumbered route from Bristol to Glassville and Juniper. 9. Florenceville to United States Border over route 6. 10. Moncton to Cape Tormentine over routes 11, 15 and 16. 11. Port Elgin to Aulac over route 16. PERMISSION granted to serve intermediate points on all above mentioned routes except as set out in Item 7.

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
				RESTRICTION: This License does not permit the carriage of goods in International Commerce other than hay, whole grain, straw and Christmas trees. **AMENDED JULY 21, 1960.** **AMENDED DECEMBER 21, 1961:** 12. From route No. 3 to McAdam over route 4 and return and 13. From route No. 2 at Meductic to Canterbury and return. As a Contract Carrier for Proctor & Gamble Co. of Canada Ltd., to all points in the Counties of Madawaska, Victoria, Carleton, York, Sunbury and Queens.
516	T-PC	Bolduc, Roland	28 Elgin Road Forest Hills, Saint John Co.	Leasing or hiring of truck-tractor over all routes in the Province of New Brunswick.
523	X-C	Burnham Trucking Co. Inc.	52 Fletcher St., Ayer, Mass.	For the carriage of products of Bowl-Mor Company Inc., from the Quebec and U.S.A. Borders over all highways in the Province of New Brunswick including the New Brunswick-Nova Scotia Border for delivery to all points in the said Province of New Brunswick and return, and for furtherance into the Province of Nova Scotia as authorized.
57	Extra-Provincial	Beaudet & Cie Limitee	Mont Joli, Quebec	From Quebec Border into Restigouche, Gloucester and Northumberland Counties to Chatham and return including all intermediate points via routes 11, 35, 13 and 8; also route 17 from Tide Head to St. Quentin and return, including all intermediate points. **AMENDED APRIL 21, 1961:** On assignment from Bathurst Transport Company Limited's License No. PC-X 344.

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
				INTRA-PROVINCIAL ONLY: Rte. No. 8 from Bathurst to Newcastle and intermediate points and return.
				Rte. No. 8 from Newcastle to Fredericton and all intermediate points, and return.
				Rtes Nos. 2 and 2A from Fredericton to Saint John and return (for freight originating or destined for any point served by other routes applied for).
				Rte. No. 12 from Newcastle to Chatham and all intermediate points and return.
				Rte. No. 11 from Chatham to Moncton and all intermediate points and return, as well as all off route points connected thereto and return.
				Rte. No. 32 from Gilbert's Corner to Moncton and all intermediate points and return (for freight originating or destined for anywhere on routes applied for north of Shediac).
				Rte. No. 15 from Shediac to Port Elgin and all intermediate points and return (for freight originating or destined for anywhere on routes applied for north of Shediac.)
				Rte. No. 16 from Port Elgin to Cape Tormentine and all intermediate points and return (for freight originating or destined for anywhere on routes applied for north of Shediac).
				Rte. No. 16 from Port Elgin to Aulac or New Brunswick-Nova Scotia Border and all intermediate points and return (for freight originating or destined for anywhere on routes applied for north of Shediac.)
				Rte. No. 2 from Moncton to New Brunswick-Nova Scotia Border and intermediate points

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
				and return (for freight originating or destined for anywhere on routes applied for north of Shediac.) Rte. No. 33 from Newcastle to Moncton and all intermediate points and return. Rte. No. 2 Moncton to Saint John and return, corridor rights only. Rte. No. 11 from Quebec-New Brunswick Border to Chatham and all intermediate points and return as well as all off-route points connected thereto and return. Rte. No. 13 from Pokemouche to Shippegan and all intermediate points and return as well as all off-route points connected thereto and return. Rte. No. nil Shippegan to Miscou points and all intermediate points and return as well as all off-route points connected thereto and return. Rte. No. 35 from Losier Settlement to Riordan and all intermediate points and return as well as all off-route points connected thereto and return. Rte. No. 38 from Campbellton to Dalhousie via Balmoral and all intermediate points and return as well as all off-route points connected thereto and return.
238	PC	Barton, A. Thomas	Minto, Queens County, N.B.	For the transportation of general freight over the following routes and return: Fredericton to Moncton via highways Nos. 9, 10, 2 and 30, and return. Freight not to be picked up or delivered on highway No. 2 between Sussex and Moncton. The Licensee may pick up and deliver freight at intermediate points between Sussex and Fredericton.

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
88	PC	Bryant, Charles A.	Norton, Kings County, New Brunswick	Norton to Saint John via Springfield and Hatfield's Point, Routes Nos. 2 and 40, and return.
253	PC-X-F-C	Barnhill's Transfer Ltd.	Truro, N. S.	As a Furniture Carrier over all highways in New Brunswick. Routes 1 and 2, for the carriage of fresh and frozen fish only. Routes 2, 9 and 11, from the Nova Scotia Border to Moncton, Saint John, Fredericton and Chatham for the carriage of general freight originating in Nova Scotia for delivery to all points on the above mentioned routes and from all points on the above mentioned routes for delivery into Nova Scotia only. On Routes 2 and 2A from Quebec Border to Nova Scotia Border. Highway 8 from Newcastle to Bathurst—Corridor rights only. Highway 8 from Newcastle to Renous for pick up and delivery of extra-provincial freight only. Highway 11 from Moncton to Quebec Border via Caraquet. Highway 12 from Chatham to Newcastle. Highway 13 from Pokemouche to Shippegan. Highway 14 Moncton to Alma. Highway 15 Gilbert's Corner to Port Elgin. Highway 16 Aulac to Cape Tormentine. Highway 30 Salisbury to Cole's Island. Highway 31 Moncton to Cocagne. Highway 32 Moncton to Shediac. Highway 32A Meadow Brook to Moncton. Highway 38 Campbellton to Dalhousie via Balmoral. Highway 39 Moncton to Anagance via Coverdale.

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
				Highway 40 Moncton to Norton and Evandale Ferry. From Highway No. 2 at Long Creek via Highways Nos. 3 and 4 to the United States Border. This License includes the routes set out in the License No. 33 formerly issued to Wallace Warehousing and Cartage Ltd. which on the 25th. day of February 1959 was, after hearing, transferred to the present Licensee. **AMENDED MAY 19th, 1960:** **ROUTE 1:** From Saint John to the United States Border in Corridor Operation for operational convenience only for goods originating at or destined for Montreal and Canadian points west of Montreal. **AMENDED JUNE 30, 1960:** The above to include all intermediate points except Route 8 between Newcastle and Bathurst. **AMENDED JANUARY 19th, 1961:** **CLASS C:** To transport Flakeboard and other commodities manufactured by or for use in the manufacturing operations of Flakeboard Company Ltd., under contract with Flakeboard Company Ltd., or its selling agents, J. & W. Duncan (1955) Ltd., over the following routes: Route 1—St. Stephen, Milltown to Saint John and return. Route 3—St. Stephen, Milltown to Long Creek and return. All other routes over which the applicant's

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
				existing Motor Carrier License extends; to and from points in all other Provinces of Canada and in the United States of America, as authorized. **AMENDED MAY 19, 1961:** Route 1 from Saint John to St. Stephen for the carriage of nails, bars, rods and wire originating in Nova Scotia, to St. Stephen, New Brunswick.
193	C-PC-X-S	S. S. Baird & Sons, Ltd.	350 York St., Fredericton, N. B.	As a Contract Carrier over all highways in the Province of New Brunswick, for— Blakeny Concrete Products Limited Diamond Construction (1955) Limited Mussens Canada Limited. **CLASS PC-X-S:** For the carriage of processed lumber, wood chips, salt, sand, cement, steel, heavy machinery, concrete pipe, beams and panels and all commodities, the transportation of which because of size and weight requires the use of special equipment. Also related machinery parts and related contractor's materials and supplies, when their transportation is incidental to the transportation by carrier of commodities which by reason of size or weight requires special equipment, over all highways and to all points in the Province of New Brunswick, also Quebec and Maine, New Brunswick-Prince Edward Island, New Brunswick-Nova Scotia Borders and return.
536	C-X	Bishop's Transport (Henry L. Bishop)	323 North Market St., Summerside, P. E. I.	Between Moncton and Prince Edward Island via Sackville and/or Shediac over routes Nos. 16, 15 and 2, also Trans-Canada Highway and return.

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
				To carry under contract with the Proctor & Gamble Company of Canada Limited, their soap products from Moncton, New Brunswick to Prince Edward Island over the above mentioned routes.
86	PC-X	Baughan, James W.	R.R. No. 3, Sackville, N. B.	From Nova Scotia Border to Saint John and return via highway No. 2. From Nova Scotia Border to Cape Tormentine on route No. 16. **AMENDED DECEMBER 21, 1961:** For the carriage of structural and reinforcing steel, drainage pipes, steel tanks and transformers from Moncton, Sackville and the New-Brunswick-Nova Scotia Border over all routes in New Brunswick as required with the right to extend into Prince Edward Island and Nova Scotia, as authorized therein and an extension of the said license to permit the picking up and dropping off of goods at intermediate points on the Applicant's present route.
565	X	Brook Ledge Inc.	210 Main St., Hackensack, N. J., U.S.A.	From the United States and Quebec Border, all ports of entry, to all points in the Province of New Brunswick and return, for the transportation of horses (other than ordinary livestock) and equipment and paraphernelia incidental to the transport, care and display of such horses. As a corridor operator through the Province of New Brunswick and return for the carriage of the above commodities.
297	PC	Canadian Pacific Express Company	88 Simcoe St., Toronto, Ontario.	For the carriage of freight by Canadian Pacific Express Co. Ltd., only from St. Stephen to St. Andrews and return over route No. 1.

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
				RESTRICTION: This permit does not allow the carriage of goods in International Commerce by road. **AMENDED APRIL 21, 1961:** For the carriage of freight over Routes 2, 3 and 4 from Fredericton to McAdam with right to pick up and deliver at Harvey Station, and return.
527	S	Carlson, Carl Laurence	508 Marlborough Ave., Parish of Simonds, New Brunswick.	For a special license for the transportation of mobile homes and travel trailers over all routes and to all points in the Province of New Brunswick inter-provincially as well as intra- provincially.
442	X	Curtis, Ralph E. & Son Inc.	123 Mt. Hope St., Bangor, Maine.	For the transportation of fresh and frozen fish (including shell fish) ordinary livestock, fresh fruits and vegetables, forest products (including Christmas trees) and agricultural commodities (not including manufactured products thereof) between all points in New Brunswick and any point in the United States and on any and all routes in New Brunswick. **AMENDED APRIL 21, 1961:** For the carriage of fresh and frozen fish, fresh fruits and vegetables and lumber over all highways in New Brunswick. THE AFOREGOING AMENDED PORTION OF THIS LICENSE WAS ASSIGNED BY MOHOLLAND BROS. INC., AND WAS HELD BY IT AS LICENSE NO. 402, CLASS X.
543	C-X-F	Cole, Hedley H.	Harvey Station, York Co., N. B.	1. To haul under contract with Harvey Creamery, powdered milk, butter and eggs. 2. To carry Furniture from Harvey Station to all points in New Brunswick and to Nova Scotia as authorized and return.

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
548	X-F	Cardinal Transport Limited	275 Lakeshore Road, Pointe Claire, Quebec.	For the carriage of uncrated, used household, office and store furniture, from points in Quebec, Ontario, and all Western Provinces, as authorized; from the New Brunswick-Quebec Border to New Brunswick and return; from New Brunswick to all points on the New Brunswick-Nova Scotia Border for furtherance to all Provinces east of New Brunswick as authorized and returns from and to all points at the New Brunswick-Nova Scotia and New Brunswick-Quebec Borders for movement in transit through New Brunswick for inter-provincial traffic only.
550	S-X	Conrad Bros., Ltd.	Westphal, Dartmouth, R.R. No. 1, Nova Scotia	For hauling steel, pipe and heavy equipment over all highways in the Province of New Brunswick from points in Nova Scotia, as authorized, to points in New Brunswick.
379	PC-X	Caldwell, Darrell	Florenceville, Car. Co., N. B.	Over all roads in New Brunswick for the carriage of lumber only.
532	PC-C	Charlton, Myles	Hoyt Station, Sunbury Co., N. B.	To transport for hire fertilizer, agricultural lime and farm products for farmers, and to transport under contract for Smith & Kirkpatrick, Hardware Merchants, of Hoyt aforesaid, hardware and building supplies over routes 28, 2 and 2A from Hoyt to Saint John and return, and from Hoyt to Fredericton over routes 28, and/or 2A, 2 and return.
265	F-Extra-Provincial	Dickie Transfer Limited	Campbellton, N. B.	For the carriage of Furniture on all roads in the Province of New Brunswick and outside of the Province of New Brunswick, as authorized. THIS LICENSE SUPERSEDES LICENSE DATED SEPTEMBER 23rd. 1961, AS A CLASS F LICENSE.

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
58	PC-X-C	Day and Ross Transfer Company	Hartland, New Brunswick.	(a) From New Brunswick-Quebec Border (highway No. 2) to Nova Scotia Border over highways Nos. 2, 2A, 9, 24 and 30. (b) From New Brunswick-Quebec Border (highway No. 2) to Cape Tormentine for furtherance to Prince Edward Island, as authorized, over highways Nos. 2, 2A, 9, 24, 30, 11, 15 and 16. (c) From New Brunswick-Maine Border over highways Nos. 1 and 5 to join highway No. 2. (d) From highway No. 2 at St. Leonard to Fredericton over highway No. 2. With the right to pick up and/or set down general freight at intermediate points subject to the following RESTRICTIONS: CLAUSE (a) Intermediate points on highway No. 2. (b) Between Saint John and the Nova Scotia Border, and Saint John and Cape Tormentine to be served for inter-provincial traffic only, with the exception of Moncton, which may be served for inter and/or intra-provincial traffic. (d) Intermediate points on highways Nos. 17, 11 and 8 between St. Leonard and Fredericton to be served for inter-provincial traffic only. This License does not authorize the holder to pick up or set down general freight originating at or destined for Prince Edward Island on: Highway No. 2 between Saint John and the Nova Scotia Border.

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
				Highways Nos. 11, 15 and 16 between Moncton and Cape Tormentine or Moncton and the Nova Scotia Border. THIS LICENSE SUPERSEDES LICENSE DATED 22nd. MARCH 1960. **AMENDED SEPTEMBER 21, 1961:** From Edmundston to Clair via highway No. 20 and return. From St. Leonard to St. Quentin via Highway No. 17 and return. **CLASS C:** As a contract carrier for Consolidated Dyestuffs and Chemicals Limited of Montreal, Quebec, from Saint John to Milltown over highway No. 1 and return. This License includes the Routes set out in the License No. 52 formerly issued to Clowes Transport Ltd., which on the 21st. day of September 1961 was, after hearing, transferred to the present Licensee. **AMENDED JUNE 15, 1961:** CLASS PC-X: For the carriage of general freight over the following New Brunswick highways and return without the right ot pick up or put down at intermediate points; with the right to pick up and put down freight at St. Stephen; Route 3 Long's Creek to St. Stephen; Route 11 Newcastle to Moncton.
519	X	Ernest, Claude L.	Berwick, Kings Co., N.S.	For the carriage of fresh fruit and vegetables, eggs and poultry from the Nova Scotia Border to Moncton and Saint John via Route 2 and return; restricted to the products of: Canada Packers Limited Pleasant Valley Fruit & Produce Co., Limited Canard Poultry Limited.

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
540	X	Ekco Products Company (Canada) Limited	376 Birchmount Road, Scarborough, Ontario.	Over all Highways to and from various bakeries for the transportation only of bakers' pans pursuant to contracts between the Applicant and various bakeries for the glazing of such pans, with right of furtherance to and from the Province of Quebec.
521	F-Extra-Provincial	Fontaine, Larry	596 Fielden Ave., Port Colborne, Ontario.	For the carriage of uncrated new and used household, office and store furniture, and where specially designed vehicles of the drop-frame type are used equipped with pads, belts, hooks, wardrobes and special packing containers, including: (a) new uncrated furniture and fixtures to be used in a dwelling when part of the equipment or contents of such dwelling. (b) new uncrated furniture and fixtures of offices, museums, hospitals, factories and public institutions, when part of the equipment of the same. (c) objects of art, displays and exhibits which because of their unusual nature or value require specialized handling and the employment of pads, belts, hooks, wardrobes and special packing containers. With respect to frequency of service, services will be provided upon individual contracts to future customers. From points in the Province of New Brunswick over all routes to any point in the Provinces of Nova Scotia and Prince Edward Island, as authorized, and return, and in transit as a Corridor Operation through New Brunswick from any other point in the Provinces of Quebec, Ontario, Manitoba, Alberta, Saskatchewan

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
				and British Columbia, as authorized, and return, and to and from any point in the said Provinces and from any points in the United States of America, as authorized, to any point in New Brunswick and return and as a Corridor Operation from any point in the United States of America as authorized, to any point in Prince Edward Island and Nova Scotia as authorized. and return. THIS AUTHORITY is to be read in conjunction with the License No. X-900 issued by the Department of Transport of the Province of Ontario.
104	PC-X-C	Frigault, Leo	St. Louis, Kent Co., New Brunswick.	For the carriage of fresh and frozen fish, fresh fruits and vegetables over all highways in New Brunswick. **AMENDED FEBRUARY 16, 1961:** As a Contract Carrier for Moosehead Breweries Limited over all Highways in the Province of New Brunswick.
415	X	Farrell, Ira & Laurel d/b/a Ira Farrell & Son	12 Sterritt St., Houlton, Maine.	For the carriage of fresh fruit and vegetables from all United States-New Brunswick points of entry to Fredericton, Woodstock, Saint John and Moncton. Back haul authorized for potatoes from points in Carleton County, north of Woodstock. **AMENDED AS OF JULY 16th. 1959:** Fertilizer from Saint John destined for Aroostook County, Maine **AMENDED OCTOBER 20th. 1960:** Routes 5, 2 and 17 Houlton Border-Woodstock-Campbellton. Route 17 St. Leonard to Campbellton.

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
				For the carriage of fresh fruit and vegetables from all United States and New Brunswick points of entry to Campbellton, New Brunswick, and Woodstock **AMENDED MAY 19th. 1961:** For the carriage of fresh and frozen fish including lobsters and shell fish, fresh fruit and vegetables over the following New Brunswick routes with intermediate points and return: Route 17 St. Leonards to Campbellton. Route 8 Fredericton to Bathurst. Route 11 Campbellton to Bathurst.
435	X-C	Gulf Transport Company Limited	St. Peter's Road, Charlottetown, P.E.I.	**CLASS X:** 1. For the carriage of fresh and frozen fish, fresh fruits and vegetables from Cape Tormentine to the United States Border at St. Stephen over Routes 15, 16, 11, 2 and 1. 2. From the United States Border near McAdam to Sussex over Routes 4, 3, 2 and 9. Service authorized to Moncton, Sussex, Saint John and Fredericton. **CLASS C:** As a Contract Carrier over the above routes for service to the above mentioned points and Woodstock, N. B., for the Rogers Hardware Company, Ltd., Irving Oil Co., Ltd., E. D. Reid Produce Ltd. **AMENDED THE 16th DAY OF FEBRUARY, 1961:** Over route No. 2 to the New Brunswick-Nova Scotia Border and furtherance into Nova Scotia, as authorized.

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
555	C	Galipeau, Renaud	15 Fraser St., Sherbrooke, Quebec.	Routes 2 and 2A—From the Quebec-New-Brunswick Border to Saint John and return for the carriage of goods of Magog Foundry Limited and for its account. **AMENDED OCTOBER 19th. 1961:** For the carriage of goods of Thomas Bonar and Co. (Canada) Limited, from the Quebec-New Brunswick Border to Saint John, and return, with authority to serve Hartland, Grand Falls, Woodstock, Fredericton and Saint John over Routes Nos. 2 and 2A.
561	C	Girvan, James Murray	Rexton, New Brunswick.	As a Contract Carrier over all highways in the Province of New Brunswick, for the account of: McCain's Frozen Food Limited, East Florenceville, New Brunswick. Irving Oil Company Limited, Saint John, New Brunswick. Swift Canadian Company Ltd., Moncton, New Brunswick. only.
520	X	Hachey, Guy	Port Daniel East, Quebec.	As a Corridor Operation for the carriage of fresh and frozen fish from the Quebec-New Brunswick Border, as authorized, to the New Brunswick-United States Border, for furtherance into United States, as authorized or exempt.
529	X	Hanes, R. Elroy, d/b/a Elroy's Transport	157 Arthur Street, Truro, Nova Scotia.	Refrigerated and general freight service between Nova Scotia and Prince Edward Island passing through and travelling on public highways in the Province of New Brunswick. This License is subject to the filing of a copy of the Prince Edward Island License by February the 1st. 1962.

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
427	C	Humphrey, Dalton d/b/a Humphrey's Poultry Transportation Service	172½ North Street Moncton, N. B.	As a Contract Carrier for Quaker Oats Co., of Canada Ltd., and D.F.P. Ltd., only over all highways in New Brunswick with the right to extend beyond the boundaries of the Province of New Brunswick into the Provinces of Nova Scotia and Prince Edward Island, as authorized. **AMENDED OCTOBER 19th. 1961**—by adding the following: As a Contract Carrier for Swift Canadian Co. Ltd., over all highways in New Brunswick including the New Brunswick-Nova Scotia Border and Cape Tormentine and to points in Nova Scotia and Prince Edward Island, as authorized, and return.
297	X	Hebb's Transport Ltd.	O'Brien St., Windsor, N. S.	From the Nova Scotia Border to Saint John, St. Stephen, Fredericton and Edmundston, New Brunswick, over routes 2, 1, 9 and 2A. **AMENDED JUNE 16, 1961:** For the carriage of horses and equipment over all highways in the Province of New Brunswick. NOTE: This license is conditional upon the Licensee filing with the New Brunswick Motor Carrier Board within six months of the date hereof, evidence of its right to carry on Interprovincial Transportation between the Provinces of New Brunswick and Nova Scotia.
517	C-X	Hanson Bros., Cartage Limited	159 Echo Drive, Ottawa, Ontario.	As a Contract Carrier over all highways in the Province of New Brunswick and including corridor operation to the Nova Scotia Border and return for The Capital Wire Cloth & Manufacturing Co., Limited of Ottawa, Ontario. **AMENDED DECEMBER 21, 1961:** As a Contract Carrier over all highways in the

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
				Province of New Brunswick and including a corridor operation to the Provinces of Prince Edward Island and Nova Scotia and return for Dustbane Manufacturing Company Limited.
371	X-PC	Island Seafoods Limited	Port Borden, P.E.I.	From Cape Tormentine via highways 16, 15, 11, 2 and 1 to the United States Border at St. Stephen and return. From Cape Tormentine via highways 16, 15, 11, 8 to Campbellton and return. For the carriage of fresh and frozen fish and fresh fruits and vegetables and bags. **AMENDED MARCH 16, 1961: LICENSE PC.** To transport Case and Barrel Oil from Saint John, New Brunswick, to Nova Scotia Border via Route No. 2.
544	F-X	Ivory Storage Company, Inc., John F.	8035 Woodward Ave., Detroit 2, Mich, U.S.A.	As a carrier of Furniture and household goods to all points and over all Highways in the Province of New Brunswick, from points in the United States, as authorized, and return.
518	S	Kennebec Trucking Co., Inc.	396 Main St., South Portland, Maine.	Irregular routes and irregular schedules between points of entry at Maine and Nova Scotia Border Boundaries to all points in New Brunswick and return, transporting road building machinery, contractors' equipment, structural steel, machinery and other commodities, which are of such size, weight or bulk as to require special equipment.
541	X	Kennedy, Everett Ltd.	Auld's Cove, Nova Scotia	For the carriage of fresh and frozen fish, fresh fruit and vegetables from the Nova Scotia Border to the United States Border and return over Routes 2, 1, 3, 4, and 2A with pick up and drop off privileges at Moncton, Saint John and Fredericton.

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
538	PC-X-C	Kerr, William J. Limited	Chatham, New Brunswick.	For the transport of cement under contract with Maritime Cement Co. Ltd., over all highways in New Brunswick and for the transport of salt under contract with the Province of New Brunswick from points in Nova Scotia, as authorized, and from the Nova Scotia Border to the United States Border at St. Stephen over highways Nos. 1 and 2 and from the Nova Scotia Border to the Quebec Border over highways Nos. 2, 11 and 8.
549	C	LeBlanc, H. P.	St. Germain de Grantham, Quebec.	For entrance to the Province of New Brunswick at Campbellton or Matapedia and over route No. 11 to Shippegan, New Brunswick, for the carriage of machinery, peat moss, empty bags, and return, to the Province of Quebec as authorized
468	PC	Lawlor, Earle M.	Florenceville, N. B.	Route No. 2 Florenceville to Saint John to haul potatoes to Saint John and return to Florenceville with general freight, on the return trip only.
113	F-Extra-Provincial	Lancaster Moving & Storage Limited	1131 Crawford Ave., Windsor, Ontario.	For the carriage of Furniture into, out of and through the Province of New Brunswick.
564	F-Extra-Provincial	Labrecque Transport Enrg.	151 Mercier Boulevard, Amos, Abitibi Co., Quebec.	To operate a public motor truck, as mover of uncrated furniture and fixtures to be used in a dwelling, offices, museums, hospitals, factories and public institutions, when part of the equipment of same. By shipment from points in the Provinces of Ontario and Quebec, as authorized thereby, to points in the Province of New Brunswick, for furtherance to points in the said Province as

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
				authorized, and return (via irregular routes and all ports of entry). From all localities situated in the Provinces of Quebec and Ontario to the United States, Nova Scotia, Newfoundland and Prince Edward Island Borders and return (via irregular routes and all ports of entry) for transportation of household goods.
568	C	LeBlanc, Francis	Robichaud, P.O., West. Co., N. B.	As a Contract Carrier with Canada Packers Limited over all highways in the Province of New Brunswick, restricted to feed and fertilizer only.
296	X	Motorways (Maritime) Limited	8740 Del'Aracie, Montreal, Quebec.	Over highway Route 2 and over the Trans-Canada Highway, with the privilege of picking up freight in truck load lots within the Province for delivery outside the Province except to Nova Scotia and Prince Edward Island and the privilege of delivering freight in truck load lots within the Province from outside the Province, except from Nova Scotia and Prince Edward Island To operate through the Province of New Brunswick in Corridor Operation with the privilege to break bulk and consolidate shipments at the Company's Terminal in the City of Moncton for furtherance to other points outside the Province. In accordance with the Provisions of Sec. 2(b), Chap. 59 Statutes of Canada 1953-54 being 2-3 Elizabeth the Second in respect to extra-provincial motor vehicle transport. This License is not to confer intra-provincial rights to the holder.

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
				AMENDED JANUARY 19, 1961: **CLASS C:** To transport Flakeboard and other commodities manufactured by or for use in the manufacturnig operations of Flakeboard Company Ltd., under contract with Flakeboard Co., Ltd., or its selling agents, J. & W. Duncan (1955) Ltd., over the following routes: Route 1—St. Stephen, Milltown to Saint John and return. Route 3—St. Stephen, Milltown to Long Creek and return. All other routes over which the applicant's existing motor carrier license extends; to and from points in all other Provinces of Canada and in the United States of America as authorized.
313	PC-X	Maritime Truck Lines, Limited	Edmundston, N. B.	Route No. 2 between the Quebec Border and points in Madawaska and Victoria Counties and secondary roads in the said Counties. **AMENDED FEBRUARY 17, 1961:** As a Corridor Operation from the Quebec-New Brunswick Border as authorized along Routes Nos. 2, 2A and 9 in New Brunswick to the New Brunswick-Nova Scotia Border as authorized and return.
551	F-X	Morin Heights Express Co., Ltd.	Morin Heights, Quebec.	Transportation of uncrated used furniture and household effects from Quebec-New Brunswick Border to all points located within the Province of New Brunswick and to the Nova Scotia-New Brunswick Border for furtherance into Nova Scotia, as authorized, and return.

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
556	F-X	Monks, Thomas E. d/b/a Arrow Cartage Company	1801 North Sheridan Way Clarkson, Ontario.	1. For the carriage of uncrated, used household, office and store furniture; and 2. Where specially designed vehicles of the drop frame type are used, equipped with pads, belts, hooks, wardrobes and special packing containers; for the carriage of: (a) New uncrated furniture and fixtures to be used in a dwelling when part of the equipment or contents of such dwelling; (b) New uncrated furniture and fixtures of offices, museums, hospitals, factories and public institutions when part of the equipment of same. 3. Objects of art, displays and exhibits which because of their unusual nature or value require specialized handling; from points in the Township of Toronto to, The Quebec-New Brunswick Border at or near St. Jacques, for furtherance to points in the Province of New Brunswick, and to the Nova Scotia and Prince Edward Island, as authorized, and by shipment from the said Provinces as authorized from the Quebec-New Brunswick Border at or near St. Jacques to the Township of Toronto. This License is granted subject to the filing of Nova Scotia and Quebec Licenses within six months from date.
365	X	Maine Maritime Express Lines Ltd.	Box 751, Hamilton, Ontario.	For the carriage of extra-provincial general freight on Highways Nos. 2, 24, 2 and 2A from the Quebec-New Brunswick Border to Saint John and return, with the privilege to set down and pick up freight at Edmundston, Grand Falls, Hartland, Woodstock and Fredericton. Over Highway No. 6 from Florenceville to the United States Border and return.

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
				Over Highway No. 5 from Woodstock to the United States Border and return. Over Highway No. 1 from Saint John to the United States Border at St. Stephen and return with permission to serve off route point of Black's Harbour. This License does not confer upon the holder the right to engage in International Commerce. By transfer, this License replaces License Number X-365 dated 21st. May 1959, issued in the name of Kenneth W. Golding. **AMENDED 17th. DECEMBER 1959:** (1) Over Highway No. 2 from Saint John to Moncton and return, for the carriage of goods destined for Fuller Brush Company Ltd., and the Lounsbury Company Ltd., Moncton Branch, in extra-provincial traffic only. (2) For the carriage of fish for Patturel Fisheries Ltd., of Cape Bimet destined for points in Ontario as authorized. (3) As a Corridor Operator through the Province of New Brunswick to the New Brunswick-Nova Scotia Border and return. **AMENDED 20th DECEMBER 1960:** (1) From Saint John to Moncton over Highway No. 2 for the carriage of the products of G. E. Sterne and Sons Limited of Brantford, Ontario, Mil-ko Products Limited of Ontario and McLarens Limited of Hamilton, Ontario, originating in Ontario and return, including intermediate points. (2) Over Highway No. 9 from Fredericton to Highway No. 2 near Sussex for the carriage of goods destined for Fuller Brush Co., Ltd., and Lounsbury Co., Ltd., Moncton Branch, and

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
				for the carriage of the products of G. E. Sterne and Sons Limited, Mil-ko Products Limited and McLarens Limited in extra-provincial traffic only originating in Ontario. (3) Over Highways Nos. 11, 15 and 16 for service to Prince Edward Island as authorized and return. **AMENDED MAY 18th 1961:** This License is to be read and construed in conjunction with the Applicant's present operating rights from the Ontario Highway Transport Board, dated the 25th. day of January, 1961.
528	PC-X	Mersereau, Ralph G.	Hoyt, Sunbury Co., N. B.	**CLASS C-X:** Over all roads in New Brunswick for the carriage of goods for Joseph A. Likely, Limited, Saint John, New Brunswick, and for furtherance into the Provinces of Nova Scotia and Prince Edward Island, as authorized, and return. **CLASS PC-X:** Over all roads in New Brunswick for the carriage of structural steel and reinforced concrete beams only, and for furtherance into the Province of Nova Scotia and Prince Edward Island, as authorized, and return.
531	PC-X-C	Moore, Gordon T.	Hoyt, New Brunswick.	**CLASS PC-X:** Over all roads in New Brunswick for the carriage of: (a) Concrete pipe, structural steel and reinforcing steel for Joseph A. Likely, Limited, and Consolidated Steel Corp. Ltd., only. (b) Lumber and wood chips. (c) Fresh fruit and vegetables. **CLASS C:** Over all highways in the Counties of York, Sunbury, Queens, Kings and Saint

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
				John for the transportation of beer under contract with Moosehead Breweries Limited, from Lancaster, New Brunswick, to points in the Counties of York, Sunbury, Queens and Kings.
563	C	Michel Transport Inc.	57 Laurier Street, Quebec.	To carry chicken and other poultry under contract with Cooperative Federee de Quebec, from the Province of Quebec, as authorized, into the Province of New Brunswick, over Routes 11, 17, 8, 12, 2, 2A and 9 for delivery to Campbellton, Dalhousie, Bathurst, Newcastle, Chatham, Moncton, Sussex, Saint John, Fredericton, Grand Falls, Edmundston and intermediate points and return.
558	PC-X	Mersereau, Kenneth R.	R.R. No. 4, Fredericton, N. B.	For the carriage of Fertilizer, road construction machinery and farm machinery over all routes in New Brunswick with the right to extend into Prince Edward Island and Nova Scotia as authorized therein.
62	PC-X	Miramichi Transport Limited	P.O. Box 449, Chatham, N. B.	For the carriage of fresh and frozen fish, fresh and frozen fruits and vegetables over all highways in New Brunswick. For the carriage of general freight anywhere in the Province of New Brunswick for The Royal Canadian Air Force (ONLY). General freight to be carried only to the United States Border for goods originating at or destined for points in Canada. AMENDED JUNE 26, 1961: For the carriage of fresh and frozen meat from Montreal, Quebec, as authorized, to all points and over all highways in the Province of New Brunswick and return.

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
566	F-Extra-Provincial	Monette-Abel Transport Inc.	7337 St. Andre St., Montreal, Quebec.	1. From the Quebec-New Brunswick Border (all ports of entry and via irregular routes) to all points in the Province of New Brunswick and return. 2. In transit from the Quebec-New Brunswick Border to the New Brunswick-Nova Scotia Border (all ports of entry and via irregular routes) and return. 3. In both cases, for the transportation of uncrated, used household, office and store furniture, in special household goods moving vans equipped with the necessary accessories and used exclusively for the transportation of household goods, in conjunction with Extra-Provincial Operating Licenses issued to the Applicant by the Quebec Transportation Board and the Board of Commissioners of Public Utilities for the Province of Nova Scotia.
567	F-Extra-Provincial	Monette & Freres Transport Enrg.	7425 de Chateaubriand St., Montreal, Quebec.	1. From the Quebec-New Brunswick Border (all ports of entry and via irregular routes) to all points in the Province of New Brunswick and return. 2. In transit from the Quebec-New Brunswick Border to the New Brunswick-Nova Scotia Border (all ports of entry and via irregular routes) and return. 3. In both cases, for the transportation of uncrated, used household, office and store furniture in special household goods moving vans equipped with the necessary accessories and used exclusively for the transportation of household goods, in conjunction with Extra-Provincial Operating Licenses issued to the

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LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
				Applicant by the Quebec Transportation Board and the Board of Commissioners of Public Utilities for the Province of Nova Scotia.
432	H-Extra-Provincial-C	MacKay, Fred William	R.R. No. 1, Pictou, Nova Scotia.	For the carriage of aircraft, watercraft and motor vehicles over all highways on the Province of New Brunswick with pickup and delivery rights into and out of the said Province of New Brunswick to and from all Canadian Provinces and pickup and delivery rights within the Province of New Brunswick, as authorized. **AMENDED JUNE 16, 1961:** **CLASS C:** Contract hauling of Irish Moss through New Brunswick to the State of Maine, as authorized by said State and the ICC, and the delivery of steel products of Ferguson Industries to New Brunswick points.
515	F-Extra-Provincial	Nichols Movers & Storage Ltd. (Cal.)	918 High St., Peterbourough, Ont.	For the carriage of Furniture, as authorized by Regulation 10 (c) under the Motor Carrier Act, from points outside the Province of New Brunswick as authorized, to any point within said Province and from any point within the Province of New Brunswick to any point outside said Province as authorized, using any or all highways within the Province.
469	PC-X	National Trailer Convoy of Canada Ltd.	London, Ontario.	For the carriage and towing of new and used mobile homes over all highways in New Brunswick, to and from other Provinces, as authorized, and to and from all points in New Brunswick and as a Corridor Operation.

LICENSE No.	CLASS	NAME	ADDRESS	ROUTE
552	X	Nova Scotia Blueberry Exporters Ltd.	Parrsboro, Nova Scotia.	For the carriage of fresh and frozen blueberries from Nova Scotia, as authorized, into New Brunswick, with the right to drop off and pick up and through and from New Brunswick into the United States and the Province of Quebec, as authorized, and return, carrying empty containers on the return trips.
560	X-S	Nolin Limitee, Francois	131 Seventh Street, Limoilou, Quebec City.	To carry by refrigerated trucks over all highways of New Brunswick from the Province of Quebec, as authorized, the meat products of LeGrade Inc., only originating in Quebec City and return for the same account with the same meat products when necessary.
525	C	Pearson's Tank Transport	Bath, Carleton County, New Brunswick.	As a Contract Carrier to haul petroleum products for B.A. Oil Company Ltd., to all points and over all Highways in the Province of New Brunswick.
547	C-X	Parker, John C.	Welsford, Queens Co., N. B.	Over all highways in New Brunswick under contract with Joseph A. Likely Ltd., of Saint John, New Brunswick, with the right to extend into Prince Edward Island and Nova Scotia as authorized.
559	X	Poole, Laurence B.	Box 14, North Sutton, New Hampshire, U.S.A.	To haul fresh and frozen fish, fresh fruit and vegetables to and from all points in New Brunswick, to and from all points in the United States with the right to extend into Nova Scotia and Prince Edward Island, as authorized. This License does not confer any intraprovincial rights.

LICENSE NO.	CLASS	NAME	ADDRESS	ROUTE
537	X	Port Daniel Fish & Fruit Transport Reg'd.	Port Daniel Station, Quebec.	For the carriage of fresh and frozen fish, fresh fruit and vegetables over all routes in Province of New Brunswick and from Province of Quebec, as authorized, into the United States of America, as authorized, and return. The continuance of this License after the expiration of six months from the date hereof is conditional upon the issuing within the said period by the Transportation Board of the Province of Quebec of a permanent license.
161	X	Ray's Transfer (G. Ray Livingstone)	486 Brother St., New Glasgow, N. S.	For the transportation from the Province of Nova Scotia, as authorized, over all highways within the Province of New Brunswick, of steel, prefabricated houses, boilers, bulldozers, Christmas trees, smokestacks, tanks, structures, heavy machinery and construction materials restricted to the products of: I. Matheson & Co. Limited Ferguson Industries Limited Eastern Woodworkers Limited Maritime Steel & Foundries Limited
524	C	Richard, Eric	Acadieville Siding, R.R. No. 1 N. B.	As a Contract Carrier over all highways in New Brunswick for the carriage of goods for La Co-op de Rogersville and Acadieville and Martia Deveau, merchant, only originating at Rogersville and Acadieville aforesaid.
17	C-S	Richard, Leandre J.	Cocagne, N. B.	As a Contract Carrier over all highways in New Brunswick for: Eastern Bakery Ltd. Charles Harmer Willett Fruit Company Ltd. **AMENDED MARCH 16, 1961: S.** Special License for the carriage of goods for the following firms:

LICENSE NO.	CLASS	NAME	ADDRESS	ROUTE
				Lane's Bakeries Limited Colgate Palmolive Limited McCormick's Limited from Moncton to Campbellton on Routes 32A, 11 and 8 and intermediate points and from Chatham to Bathurst via Route 11 and intermediate points.
307	PC-X-C	Robichaud, W. J. J.	Shippegan, New Brunswick.	1. For the carriage of fresh and frozen fish, fresh fruit and vegetables over all highways in New Brunswick. 2. Saint John to Newcastle over Routes 2, 2A and 8, with intermediate points. 3. Newcastle to Shippegan over Routes 8, 11 and 13 with intermediate points. 4. Newcastle to Chatham over Route 12 and return. 5. As a Contract Carrier for the carriage of ale and beer from Saint John to Jacquet River for Moosehead Breweries Limited and Oland's Limited. **AMENDED JULY 20, 1961:** To carry for hire fresh and frozen fish, fresh fruit and vegetables over all highways in New Brunswick to the Quebec-New Brunswick Border at Matapedia for furtherance into Quebec, as authorized, and meat from the Province of Quebec, as authorized, into New Brunswick at Matapedia and thence over Routes 11 and 7 to Newcastle, and from Newcastle over Route 12 to Chatham and intermediate points.

LICENSE NO.	CLASS	NAME	ADDRESS	ROUTE
514	F	Speedy Delivery (Claude A. Johnson)	Bathurst, N. B.	For the carriage of Furniture over all highways within the Province of New Brunswick.
520	PC	Stevens, James H.	75 McLaren Blvd., Saint John, N. B.	Over Highway No. 1 between Saint John and St. Stephen with service to intermediate and off route points.
380	PC	Sarchfield, Gerald C.	Young's Cove Road, Queens County, New Brunswick.	For the carriage of general freight from Saint John to Minto via Highways Nos. 2, 9 and 10, and return. Saint John to Apohaqui via Highway No. 2, and return. To Berwick via Millstream and thence to Chipman and Minto via Highways Nos. 9 and 10 and return. **AMENDED APRIL 21, 1961:** For the carriage of brick, tile and concrete blocks and processed lumber over all Highways in the Province of New Brunswick.
546	PC-X	Sargent, Roy	Portsmouth, New Hampshire, Massachusetts.	For the transportation of fresh and frozen fish, fresh fruit and vegetables, from the United States Border at Calais, Maine, and/or Houlton, Maine, to the New Brunswick-Nova Scotia Border at or near Amherst, Nova Scotia, as authorized, over: Route No. 1 Calais, Maine, to Saint John, New Brunswick. Route No. 2 Saint John, New Brunswick to Amherst, Nova Scotia. Route No. 3 Calais, Maine, to Fredericton, New Brunswick. Route No. 9 Fredericton, New Brunswick, to Sussex, New Brunswick. Route No. 2 Sussex, New Brunswick, to Amherst, Nova Scotia.

LICENSE NO.	CLASS	NAME	ADDRESS	ROUTE
				Route No. 5 Houlton, Maine, to Woodstock, New Brunswick. Route No. 2 Woodstock, New Brunswick, to Fredericton, New Brunswick. Route No. 8 Fredericton, New Brunswick, to Newcastle, New Brunswick. Route No. 11 Newcastle, New Brunswick, to Moncton, New Brunswick. And the return by the said routes with fresh and frozen fish, fresh fruit and vegetables.
11	X	Snape, Jack C.	Halifax, Nova Scotia.	1. From Quebec to Nova Scotia Border via highways 2, 2A, 8, 11, 15 and 16 and all intervening points. 2. From International Border via highway 1 to junction with 2 and all intervening points. 3. From International Border via highway 5 to Junction of 2 and all intervening points. 4. From Fredericton via highways 9 and 9A to Junction 2 at Sussex and all intervening points. 5. From Fredericton via highways 21 and 24 to Junction 2 at Hartland, New Brunswick, and all intervening points. 6. From Junction of highways 15 and 16 via 16 at Cape Tormentine. 7. From Moncton via highway 32 to Shediac, New Brunswick. 8. From International Boundary via highway 3 to Junction of 2 and all intervening points. 9. From Junction of highway 2 with 17 via 7 to 11 and all intervening points. 10. From Nova Scotia Border to Shippegan, New Brunswick, via highway 13.

LICENSE NO.	CLASS	NAME	ADDRESS	ROUTE
				AMENDED JULY 20, 1961: THIS REPLACES THE LICENSE HELD BY TRANS - CANADA HIGHWAY EXPRESS LTD., OF EDMONTON, ALBERTA.
321	F-Extra-Provincial	Security Storage (Big 4) Ltd.	10625-92nd. Street, Edmonton, Alberta.	Hauling used household goods into New Brunswick from other Provinces and out of New Brunswick to other Provinces, as authorized, in all cases.
558	X	Salemme, Louis	19 College Road, Burlington, Mass., U.S.A.	To haul fresh and frozen fish, fresh fruit and vegetables in and from all points in New Brunswick, to and from all points in the United States with the right to extend into Nova Scotia and Prince Edward Island, as authorized. This License does not confer any intra-provincial rights.
562	PC	Stickney, Roy M.	Florenceville, New Brunswick.	To carry Cockshut Farm Machinery only, on all routes in the Province of New Brunswick, subject, however, to a prohibition against carrying any of these goods to or from the Province of Quebec or to or from the Quebec-New Brunswick Border and against interlining with any other carrier.
535	PC-X	Stewart, William d/b/a Stewart's Transfer	Centreville, Carleton Co., New Brunswick.	For the carriage of potatoes, fertilizer and roofing from the Quebec Border near Edmundston to Moncton and return including intermediate points, over highways 2, 2A, 5 and 9, with the right to extend into Quebec, as authorized.

LICENSE NO.	CLASS	NAME	ADDRESS	ROUTE
522	C-X	Tank Truck Transport Limited	616 St. Clair St., Point Edward, Ont.	As a Contract Carrier for Dow Chemicals of Canada Limited from the Provinces of Ontario and Quebec and the United States of America, as authorized, through all ports of entry and over all routes and to all points in New Brunswick of perchlorethylene in tank trucks and tank trailers and return and to the New Brunswick-Nova Scotia Border and to Cape Tormentine for furtherance into Nova Scotia and Prince Edward Island respectively, as authorized, and return. This License is issued conditionally upon the Licensee filing with the Board within six months photostatic or notarially certified copies of motor transport license issued by the Provinces of Quebec, Nova Scotia, Prince Edward Island and Inter-State Commerce Commission authorizing transportation of said product for furtherance in New Brunswick, Nova Scotia and Prince Edward Island. If any of the same are not by then issued, the provisions for furtherance into any such area will be withdrawn until evidence is filed of such license being granted.
557	C-X	Teasdale, Murray	Post Road, Antigonish, Nova Scotia.	In specialized public motor trucks and tank trailers aviation gasolines and turbo fuels, the products of Imperial Oil Limited only, and from Dartmouth, Nova Scotia, as authorized, to Lakeburn in Westmorland County, New Brunswick, only, and when necessary to return with same products. N.B.—The within License is issued on condition that there be filed with this Board a notarially certified or photostatic copy of license to be issued by the Board of Commissioners of

LICENSE NO.	CLASS	NAME	ADDRESS	ROUTE
				Public Utilities for the Province of Nova Scotia, authorizing the carriage of the aforesaid goods in Nova Scotia and from that Province into New Brunswick and return; the same to be filed within four months. This Certificate will not remain valid after the 17th day of March 1962.
156	F-X-C	Vet's Transfer of New Glasgow Ltd.	675 Trenton Road New Glasgow, Nova Scotia.	1. **CLASS** F—Extra-Provincial: For the carriage of Furniture into, out of and through the Province of New Brunswick. 2. **CLASS X—** For the carriage of general freight from the Nova Scotia Border to Moncton and return, including immediate points over Route No. 2. **AMENDED MAY 19th, 1961:** **CLASS C.** For the carriage of goods for Sobey's Stores Limited to and from its branches at Chatham, Newcastle and Campellton, New Brunswick.
222	PC-F	Wormell's Express	3 King Street, St. Stephen, N. B.	**CLASS PC:** For the carriage of fresh fruits and vegetables from St. Stephen to Fredericton and Moncton via Highways Nos. 1, 2, 3 and 4, including intermediate points. **CLASS F:** As a Furniture Carrier over all highways in New Brunswick.

LICENSE NO.	CLASS	NAME	ADDRESS	ROUTE
				RESTRICTIONS: This License does not permit the carriage of goods other than fresh fruits and vegetables in International Commerce. For the carriage of gas, oil and lubricants from Saint John to St. Stephen over Highway No. 1; return with empty oil barrels. **AMENDED MAY 18, 1961:** For the carriage of goods for Canada Packers Ltd., only from Saint John to St. Andrews, St. Stephen and Milltown over Routes Nos. 1 and 3 and intermediate points thereon.
530	C	Wright, John W.	29½ Elm Avenue, Charlottetown, P.E.I.	From Cape Tormentine, New Brunswick, via Port Elgin, Shediac to Moncton, New Brunswick, under contract with Canada Packers Limited with pick up and drop off privileges en route.